

CITY OF SANTA BARBARA CITY COUNCIL

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Ordinance Committee Chair
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Finance Committee Chair
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Michael Self



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

City Hall
735 Anacapa Street
<http://www.SantaBarbaraCA.gov>

NOVEMBER 9, 2010 AGENDA

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council meeting begins at 2:00 p.m. in the Council Chamber at City Hall.

REPORTS: Copies of the reports relating to agenda items are available for review in the City Clerk's Office, at the Central Library, and <http://www.SantaBarbaraCA.gov>. In accordance with state law requirements, this agenda generally contains only a brief general description of each item of business to be transacted or discussed at the meeting. Should you wish more detailed information regarding any particular agenda item, you are encouraged to obtain a copy of the Council Agenda Report (a "CAR") for that item from either the Clerk's Office, the Reference Desk at the City's Main Library, or online at the City's website (<http://www.SantaBarbaraCA.gov>). Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office located at City Hall, 735 Anacapa Street, Santa Barbara, CA 93101, during normal business hours.

PUBLIC COMMENT: At the beginning of the 2:00 p.m. session of each regular City Council meeting, and at the beginning of each special City Council meeting, any member of the public may address the City Council concerning any item not on the Council's agenda. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that public comment is taken up by the City Council. Should City Council business continue into the evening session of a regular City Council meeting at 6:00 p.m., the City Council will allow any member of the public who did not address them during the 2:00 p.m. session to do so. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than 1 minute. The City Council, upon majority vote, may decline to hear a speaker on the grounds that the subject matter is beyond their jurisdiction.

REQUEST TO SPEAK: A member of the public may address the Finance or Ordinance Committee or City Council regarding any scheduled agenda item. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that the item is taken up by the Finance or Ordinance Committee or City Council.

CONSENT CALENDAR: The Consent Calendar is comprised of items that will not usually require discussion by the City Council. A Consent Calendar item is open for discussion by the City Council upon request of a Councilmember, City staff, or member of the public. Items on the Consent Calendar may be approved by a single motion. Should you wish to comment on an item listed on the Consent Agenda, after turning in your "Request to Speak" form, you should come forward to speak at the time the Council considers the Consent Calendar.

AMERICANS WITH DISABILITIES ACT: In compliance with the Americans with Disabilities Act, if you need special assistance to gain access to, comment at, or participate in this meeting, please contact the City Administrator's Office at 564-5305 or inquire at the City Clerk's Office on the day of the meeting. If possible, notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements in most cases.

TELEVISION COVERAGE: Each regular City Council meeting is broadcast live in English and Spanish on City TV Channel 18 and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at www.citytv18.com for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 12:30 p.m. - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting
- 4:00 p.m. - Interviews for City Advisory Groups (Estimated Time)

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

1. Subject: Loan To Habitat For Humanity For Acquisition Of 822-824 East Canon Perdido Street

Recommendation: That the Finance Committee consider and recommend that the Redevelopment Agency Board approve a \$925,000 loan of Agency Housing Setaside funds to Habitat for Humanity for the acquisition of 822-824 East Canon Perdido Street.

2. Subject: Fiscal Year 2011 First Quarter Interim Financial Statements

Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2011 Interim Financial Statements for the Three Months Ended September 30, 2010.

(See Council Agenda Item No. 3)

ORDINANCE COMMITTEE MEETING - 12:30 P.M. IN THE COUNCIL CHAMBER (120.03)

Subject: Sign Ordinance Revisions

Recommendation: That the Ordinance Committee:

- A. Review proposed amendments to Municipal Code Chapter 22.70 regarding Sign Regulations; and
- B. Make recommendations to City Council for Ordinance adoption.

REGULAR CITY COUNCIL MEETING – 2:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

1. Subject: Adoption Of Ordinance For 2010 Fire Code (520.03)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Chapter 8.04 to Adopt by Reference the 2009 Edition of the International Fire Code, Including Appendix Chapter 4 and Appendices B, BB, C, CC, and H of that Code, and the 2010 California Fire Code, with Local Amendments to Both Codes.

2. Subject: Adoption Of 2010 State Building Codes Ordinance (640.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Chapter 22.04, Adopting by Reference the California State Building Codes and Other Related Codes, Adopting Local Revisions to Those Codes, and Repealing Ordinance Numbers 5440 and 5451.

3. Subject: Fiscal Year 2011 First Quarter Interim Financial Statements (250.02)

Recommendation: That Council accept the Fiscal Year 2011 Interim Financial Statements for the Three Months Ended September 30, 2010.

4. Subject: Cancellation Of Certain Council Meetings In 2011 (120.09)

Recommendation: That Council cancel the regular Council Meetings on the following dates: December 21, 2010, January 4, January 18, February 22, April 5, May 31, July 5, August 30, September 6, November 29, and December 27, 2011, and January 3, 2012.

CONSENT CALENDAR (CONT'D)

5. Subject: 2010-2011 Proposed Santa Barbara Airline Landing Fee Rates And Charges (560.02)

Recommendation: That Council approve the Partial Year 2010-2011 airline Operating Permit rates and charges, including airline landing fees of \$2.50 per thousand pounds of gross landed weight, and the Airline Terminal annual building square footage rental rate of \$80, for all commercial air carrier operations at Santa Barbara Airport, effective October 1, 2010, through June 30, 2011.

6. Subject: Capital Improvement Projects First Quarter Report For Fiscal Year 2011 (230.01)

Recommendation: That Council receive a report on the City's Capital Improvement Projects (CIP) for the First Quarter of Fiscal Year 2011.

7. Subject: Approval Of Final Map And Execution Of Agreements For 526 West Anapamu Street (640.08)

Recommendation: That Council approve and authorize the City Administrator to execute and record Final Map Number 20,772 (Map) and standard Agreements relating to the approved subdivision.

8. Subject: Approval Of Final Map And Execution Of Agreements For 535 East Montecito Street (640.08)

Recommendation: That Council approve and authorize the City Administrator to execute and record Final Map Number 20,795 and other standard Agreements relating to the approved subdivision at 535 East Montecito Street, and authorize the City Engineer to record a removal document for the Land Development Agreement when the public improvements are complete.

9. Subject: Approval Of Parcel Map And Execution Of Agreements For 825 West Victoria Street And 1229 Gillespie Way (640.08)

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,780 (Map) and standard Agreements relating to the approved subdivision at 825 West Victoria Street and 1229 Gillespie Way.

CONSENT CALENDAR (CONT'D)

NOTICES

10. The City Clerk has on Thursday, November 4, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
11. Cancellation of the regular Redevelopment Agency meeting of November 9, 2010, due to lack of business.
12. A City Council site visit is scheduled on Monday, November 15, 2010, at 1:30 p.m. to the property located at 101 W. Canon Perdido Street, which is the subject of an appeal hearing set for November 16, 2010, at 6:00 p.m.
13. Received a letter of resignation from Rental Housing Mediation Task Force Member Leesa Beck; the vacancy will be part of the next City Advisory Group recruitment.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

REPORT FROM THE ORDINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

14. Subject: Council Vacancy Appointment Process (110.03)

Recommendation: That Council approve the proposed process to fill the vacancy on the City Council resulting from the election of Councilmember Das Williams to the State Legislature.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

COMMUNITY DEVELOPMENT DEPARTMENT

15. Subject: Human Services And Community Development Block Grant Application Release And Funding Process (610.05)

Recommendation: That Council:

- A. Review and provide input and direction to the Community Development and Human Services Committee (CDHSC) on funding priorities for the Fiscal Year 2012 Human Services and Community Development Block Grant allocation process;
- B. Authorize staff to release the Fiscal Year 2012 funding application along with the committee application-review process, criteria and schedule for evaluation of those applications;
- C. Require that attendance at the application orientation/technical assistance workshop be made mandatory in order for the application to be accepted; and
- D. Establish a funding commitment from the Fiscal Year 2012 General Fund in the amount of \$703,256 for the Human Services Program.

16. Subject: Council Subcommittee On Homelessness And Community Relations (140.07)

Recommendation: That Council:

- A. Appoint a new subcommittee member to the Council Subcommittee on Homelessness and Community Relations to fill a vacancy; and
- B. Authorize the Council Subcommittee on Homelessness and Community Relations to reconvene within 60 days to review the progress on the implementation of the twelve recommended strategies outlined in Strategies to Address Community Issues Related to Homelessness in the City of Santa Barbara and address the issue of meal provisions city-wide.

MAYOR AND COUNCIL REPORTS

17. Subject: Interviews For City Advisory Groups (140.05)

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to November 16, 2010, and November 23, 2010.
(Estimated Time: 4:00 p.m.)

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

ADJOURNMENT

To Monday, November 15, 2010, at 1:30 p.m. to the property located at 101 W. Canon Perdido Street. (See Agenda Item No. 12)

CITY OF SANTA BARBARA

FINANCE COMMITTEE

MEETING AGENDA

DATE: November 9, 2010

Das Williams, Chair

TIME: 12:30 p.m.

Dale Francisco

PLACE: David Gebhard Public Meeting Room
630 Garden Street

Michael Self

James L. Armstrong
City Administrator

Robert Samario
Finance Director

ITEMS TO BE CONSIDERED:

- 1. Subject: Loan To Habitat For Humanity For Acquisition Of 822-824 East Canon Perdido Street**

Recommendation: That the Finance Committee consider and recommend that the Redevelopment Agency Board approve a \$925,000 loan of Agency Housing Setaside funds to Habitat for Humanity for the acquisition of 822-824 East Canon Perdido Street.

- 2. Subject: Fiscal Year 2011 First Quarter Interim Financial Statements**

Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2011 Interim Financial Statements for the Three Months Ended September 30, 2010.

(See Council Agenda Item No. 3)



CITY OF SANTA BARBARA

FINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Finance Committee

FROM: Housing and Redevelopment Division, Community Development Department

SUBJECT: Loan To Habitat For Humanity For Acquisition Of 822-824 East Canon Perdido Street

RECOMMENDATION:

That the Finance Committee consider and recommend that the Redevelopment Agency Board approve a \$925,000 loan of Agency Housing Setaside funds to Habitat for Humanity for the acquisition of 822-824 East Canon Perdido Street.

DISCUSSION:

Habitat for Humanity (Habitat) plans to acquire the property located at 822-824 East Canon Perdido Street and land-bank the site for future development of affordable ownership housing. Habitat requests \$925,000 in financial assistance from the Redevelopment Agency for acquisition of the property.

Property Description

The property consists of two adjacent parcels totaling 19,303 square feet (.44 acre) located on East Canon Perdido Street just west of Milpas Street. The site, currently owned by American Riviera Bank, is improved with two occupied single-family homes, a detached garage, and a carport. The zoning is C-2 (general commercial).

Plans for Development

The two parcels are independently entitled for four condominiums each. However, Habitat seeks to build more units and build units with more suitable designs. The plans approved for the site are for large units with only one or two bedrooms. The plans also involve construction that would be difficult to execute by the volunteer laborers and participant future homeowners that typically work on Habitat projects. Habitat has consulted with an architect and discussed potential plans with staff in the City's Planning Division. Habitat believes that they could build twelve suitable family units on the site. The additional units would require a density bonus, which would be consistent with the City's density bonus policies.

In addition to the assistance for acquisition financing, Habitat would likely need financial assistance for construction. Their request for additional financing would likely follow shortly after Planning Commission approval of the site plan.

Acquisition Financing

The property was recently appraised at \$965,000, and Habitat has successfully negotiated a sales price of \$925,000 (\$48 per square foot). The requested Agency Loan would cover the entire purchase price. Habitat would pay the closing costs for the transaction which are estimated to be around \$3,000 and the initial predevelopment costs for the new project.

Agency Loan

The proposed \$925,000 Agency acquisition loan would have terms similar to loans previously provided to Habitat. The Agency acquisition loan would be a no-interest, deferred, loan during the construction period. Upon completion of construction, the Agency acquisition loan would convert into twelve separate deferred Agency loans of \$77,083 for each of the twelve units to be sold to qualified low income homeowner families. These "silent second" Agency loans with the homeowners would be second to the zero-interest loans that Habitat plans to provide to the homeowners. The silent second Agency loans would bear zero interest and would be forgiven upon conclusion of the City's 90-year affordability period.

The Agency acquisition loan does have a repayment provision that the Agency typically requires in land-banking situations in order to protect the Agency's interests in the event the new project does not proceed in a timely fashion. After four years, in the unlikely event that the construction of the new project is not complete, the Agency acquisition loan would become a fully amortized 3-percent interest loan with a 10-year term starting after the four-year period allowed for construction.

Security

The requested Agency acquisition loan to Habitat would be secured by a deed of trust recorded against the property in first position during construction. Given the appraised value of \$965,000 for the property, the Agency acquisition loan would be completely secured.

Affordability Covenant

As with all Agency-funded affordable housing projects, an affordability control covenant must be executed and recorded to ensure that the property will be used to provide affordable housing to low income households. In accordance with the City's Affordable Housing Policies and Procedures, the term of the affordability control covenant will be 90 years.

Should the homeowner sell before the end of the City's 90-year affordability period, the unit would be sold back to Habitat pursuant to the affordability covenants, who would market the unit to a new low income household. The departing homeowner would recoup only what they paid in down payment and mortgage principal payments, adjusted for inflation. The new homeowner would sign a new promissory note and assume the existing covenants with the City and Habitat for the remainder of the 90-year term.

Replacement Housing Plan

California Redevelopment Law requires that before an Agency provides financial assistance to a project where affordable housing is destroyed or removed, a plan must be prepared to replace the lost housing with at least as many affordable units and at least as many bedrooms within a time period of no more than four years. Staff will prepare a replacement housing plan and request that it be adopted by resolution by the Agency Board in accordance with requirements for public noticing and review.

Relocation of Current Tenants

The two existing resident households on the property will be allowed to remain during the predevelopment phase of the new project. Habitat has provided them with notice of their plans and a description of the relocation benefits they may be eligible for. Prior to demolition, the existing residents will be provided ample notice and information regarding their eligibility for relocation benefits in accordance with state and federal law. However, should the existing residents elect to move prior to the notice of demolition, they would not be entitled to any relocation benefits.

Benefit to the Central City Redevelopment Project Area (CCRP)

While the site is located outside the CCRP, the project will benefit the CCRP in providing needed housing nearby that is affordable to low income persons. California Redevelopment Law requires that in order for Agency Housing Setaside funds to be spent outside the CCRP, the City Council and the Redevelopment Agency must adopt a resolution with certain findings and the determination that the project is of benefit to the CCRP.

Sustainability Impact

The new project would be built in accordance with the guidelines of Built Green Santa Barbara for a level 3 home. Habitat will also consider the cost effectiveness of qualifying for LEED certification. Habitat would deconstruct all current structures on the property to recover as much usable material as possible to be sold at their ReStore. Habitat would also use donated product from their ReStore in building the new project. In previous Habitat projects about 10-15 percent of the materials used for new construction have been reused materials. Habitat will also consider the cost effectiveness of installing solar energy panels. Habitat will work with local landscape companies to meet and exceed all required runoff water recapture and to create a sustainable landscape plan utilizing native plants.

BUDGET/FINANCIAL INFORMATION AND CONCLUSION:

Staff asks that the Finance Committee recommend approval of the requested loan to the Agency Board. The new project would be an important next step for Habitat following the completion of the project it currently has in construction (618 San Pascual). The Agency has sufficient Housing Setaside funds to provide the requested financial assistance to Habitat.

ATTACHMENT: Letter from Habitat for Humanity

PREPARED BY: Brian Bosse, Housing and Redevelopment Manager/SK

SUBMITTED BY: Paul Casey, Assistant City Administrator/Community
Development Director

APPROVED BY: City Administrator's Office

ATTACHMENT



*Now More Than Ever.
Help Build It!*

October 14, 2010

Mr. Simon Kiefer
City of Santa Barbara Community Development Department
Housing & Redevelopment Division
630 Garden Street
Santa Barbara, California 93102-1990

Dear Simon:

This letter is to confirm Habitat for Humanity of Southern Santa Barbara County's intent to build twelve affordable housing units for low-income families at a site located at 822 and 824 E. Canon Perdido Street, Santa Barbara. As per our attached budget, we will once again seek funding from a variety of sources, including individuals, foundation, faith-based organizations, civic groups and corporations along with the HUD funding provided by the City. Also please find enclosed the proof of service of the required tenant relocation notices, along with a current appraisal of the property.

We are in escrow on the property, currently owned by American Riviera Bank. There is a funding contingency on the purchase/sale agreement between the bank and Habitat for Humanity, pending approval of our request for RDA funding from the city for the purchase amount of \$925,000.

These homes will be built in partnership with future homeowners and volunteers. Homeowners will be selected by our Family Selection committee according to Habitat's criteria: annual income between 40% and 60% of area median income; currently living in substandard housing; and willingness to work a minimum of 250 hours of sweat equity per adult family member to build the homes.

The RDA funds will be carried as a zero-interest ninety-year mortgage on each of the units. Upon occupancy, these mortgages will be held as a second mortgage, and will allow the City of Santa Barbara to monitor the continuing affordability of these homes through an affordability covenant recorded on each property. At the end of the affordability period and subject to restrictions imposed by the City, these mortgages will be forgiven. Habitat for Humanity of SSBC will carry the first mortgage, which will also be a zero-interest loan. Mortgages will be established upon completion of construction that allow all shelter costs, including property taxes, homeowners association fees, utilities and insurance, to total no more than 35% of the homeowner's monthly income.

We are pleased to join with other agencies in finding solutions to the affordable housing crisis on the South Coast, and we welcome a continuing partnership with the City of Santa Barbara. We look forward with great anticipation to the day we can begin building these affordable homes.

Sincerely,


Joyce McCullough
Executive Director

CITY OF SANTA BARBARA

ORDINANCE COMMITTEE MEETING

MEETING AGENDA

DATE: November 9, 2010
TIME: 12:30 p.m.
PLACE: Council Chambers

Bendy White, Chair
Grant House
Frank Hotchkiss

Office of the City
Administrator

Office of the City
Attorney

Lori Pedersen
Administrative Analyst

Stephen P. Wiley
City Attorney

ITEMS FOR CONSIDERATION

Subject: Sign Ordinance Revisions

Recommendation: That the Ordinance Committee:

- A. Review proposed amendments to Municipal Code Chapter 22.70 regarding Sign Regulations; and
- B. Make recommendations to City Council for Ordinance adoption.



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Ordinance Committee Members

FROM: Planning Division, Community Development Department

SUBJECT: Sign Ordinance Revisions

RECOMMENDATION: That the Ordinance Committee:

- A. Review proposed amendments to Municipal Code Chapter 22.70 regarding Sign Regulations; and
- B. Make recommendations to City Council for Ordinance adoption.

DISCUSSION:

On October 12, 2010, the Ordinance Committee reviewed several proposed ordinance amendments pertaining to the City's design review process, sign regulations, and Zoning Information Reports (ZIRs). The Committee took action on amendments pertaining to the reconstitution of the Sign Committee, terminology surrounding design review approvals, and discretionary project expirations, and continued the discussion on the following topics:

- Exemptions from the requirement to obtain a ZIR prior to the transfer of residential property; and
- Changes to clarify sign regulations and improve sign enforcement.

Further discussion of these two topics was deemed necessary in order to receive more public comment and additional information and clarification from staff on the impacts of the proposed changes. On October 26, 2010, the Committee held a follow-up discussion of proposed revisions to ZIR requirements. At this time, Staff is providing additional information regarding proposed amendments to the Sign Ordinance.

Background

With the adoption of Sign Regulations in 1981, the City recognized that signs are an integral part of the cityscape and, as such, can detract from or enhance the City's image and character. The intent and purpose of the Sign Regulations (SBMC Chapter 22.70) are as follows:

"It is the intent of the City of Santa Barbara, through this ordinance, to protect and enhance the City's historic and residential character and its economic base

through the provision of appropriate and aesthetic signing.... In view of these facts, the City of Santa Barbara adopts the policy that the sign should serve primarily to identify an establishment, organization or enterprise. As identification devices, signs must not subject the citizens of the City to excessive competition for their visual attention. As appropriate identification devices, signs must harmonize with the building, the neighborhood and other signs in the area.”

With this purpose in mind, the City has a history of enforcing sign regulations and requiring Sign Committee approval of signs, where necessary, to maintain the aesthetic quality of the city.

Sign Ordinance Revisions

The Sign Committee and staff have periodically identified issues with the enforceability of certain provisions of the Sign Ordinance. As a result, staff is proposing amendments to clarify areas that are vague or unclear, update the ordinance to address new sign technology, and revise certain provisions of the ordinance to assist enforcement efforts (see Attachment 1).

The Sign Ordinance (SBMC Chapter 22.70) essentially has three categories of signs – Exempt, Prohibited, and those allowed subject to specific standards.

Exempt Signs (SBMC Section 22.70.030.B)

The Sign Ordinance currently allows 24 types of signs to be exempt from Sign Committee review, ranging from temporary construction signs to residential address signs, provided they meet certain requirements. Staff is proposing minor changes to these exempt signs, and adding one sub-category of exempt sign, as follows:

- Clarify that temporary holiday signage includes any related lighting, and that any signs or lights that require a building or electrical permit are not exempt and must be reviewed by the Sign Committee.
- Increase the maximum size of “for sale” or “for lease” lease signs from three square feet to four square feet.
- Explicitly allow neon or LED “open” signs that meet certain standards outside of El Pueblo Viejo (EPV) Landmark District and, in EPV, such signs would be exempt only if located at least ten feet back from any window.
- Clarify that temporary “open house” signs and temporary window signs shall not be illuminated.
- Increase the number of allowed off-site “open house” signs from three to five.
- Allow temporary “open house” signs on public property if placed in compliance with adopted standards that may be further clarified by guidelines.
- Clarify that signage not required by law to be placed on gasoline pumps counts toward overall sign square footage allowed on the site, and is subject to review.
- Restrict the number of exempt flags allowed on each parcel to two.

The Sign Ordinance currently does not allow installation of signs on public property, including sidewalks and parkways, unless installed by a public agency. It is a long-

standing practice of realtors to place temporary “open house” signs on street corners and sidewalks to direct people to a property. In recognition of this long-standing practice and limited staff resources to enforce this provision, staff proposes to allow up to five temporary “open house” signs on public property, in compliance with adopted standards for the safe placement of such signs.

Staff proposes to remove the reference to “gasoline pump” signage as an exempt sign in the current Section 22.70.030.B.15 to avoid confusion, as the current Section 22.70.030.B.20 already provides an exemption for signs specifically required by federal, state, or City law. California Business and Professions Code Section 13532 requires motor vehicle fuel establishments to advertise the price of fuel in numerals not less than six inches in height, the trademark or brand of the fuel, the word “gasoline,” and the grade designation of the fuel. These requirements would continue to be exempt from Sign Committee review and would not count toward the overall allowed signage on the property. The proposed change would make it clear that all other gas station signage is subject to review by the Sign Committee.

Prohibited Signs (SBMC Section 22.70.030.C)

The Sign Ordinance currently recognizes 24 types of signs that are prohibited in the City, ranging from banners to portable signs. Minor changes to this category include:

- Allowing temporary “open house” signs to be placed in the public right of way, if placed in compliance with adopted standards.
- Explicitly prohibiting inflatable signs and limiting the number of balloons displayed to no more than two.
- Clarifying that banners strung within an open bay are prohibited along with all other banners.

The Sign Ordinance currently prohibits signs that “rotate, move, glare, flash, change, reflect, blink or appear to do any of the foregoing...” For many years, staff has cited this prohibition when enforcing on balloons, as they are intentionally meant to attract attention by moving and rotating. However, for clarity in enforcement, we propose prohibiting inflatable signs and limiting balloons to temporary displays of no more than two (2) balloons.

Another area of confusion during enforcement is the treatment of banners located within open bay areas (typically auto service repair bays or warehouses). Under the current provisions, such prohibited signs are allowed if located at least four feet back from the open bay, similar to window signs. Experience has shown that use of the “window sign” definition to enforce on large open bays is not practical, as the banners remain readily visible even when located four feet back from the bay. Staff proposes adding a new definition of “open bay sign” and a clarification that any banner hung in such a manner that it is visible through an open bay is prohibited along with all other banners.

General Requirements and Sign Standards

Due to new technology, signs may now include television display and audio, electronic message boards, digital signs that are projected from a light source onto another surface, and mobile billboard signs, to name a few. The introduction of these types of signs, if unregulated, may have an overall negative impact to the character of the City. In order to stay current with new technology, staff proposes adding language to the definition of a sign to include "projection of light, video display, or open flame." We also propose a new definition of "illuminated sign."

Businesses are also introducing lighting (e.g., neon tubing, rope lights) within their window display areas to draw attention to their property and products. This method of illumination can have the same detrimental aesthetic effect as exterior lighting or a sign out of character with the historic nature of the El Pueblo Viejo (EPV) Landmark District. While any exterior change in EPV requires review by the Historic Landmarks Commission (HLC), these interior displays have gone unregulated to date. Staff proposes explicitly stating that such lights located within ten feet of a window are not allowed in EPV.

The HLC supports the recommended amendments, especially those that strengthen sign enforcement related to nuisance lighting and the installation of LCD display monitors within EPV (see Attachment 2).

Sign Permit Processing and Review

Revisions to the Sign Permit process and level of discretionary review are proposed, consistent with the process envisioned with the recently reconstituted Sign Committee. Updates to the Sign Committee Review Guidelines will be presented to Council, along with several related Ordinance amendments, to reflect these procedural changes and also further explain the City's scope of review of registered trademarks.

BUDGET IMPACT:

No significant expenditures are required, but some initial staff work is expected to implement changes to the sign permit process. Sign Ordinance clarifications will increase efficiencies in sign enforcement, which is helpful given recent reductions in Planning Division staffing levels dedicated to the enforcement program.

ATTACHMENTS: 1. Draft Sign Ordinance revisions
2. Letter from the HLC dated October 21, 2010

PREPARED BY: Renee Brooke, Zoning & Enforcement Supervisor

SUBMITTED BY: Paul Casey, Assistant City Administrator/ Community Development Director

APPROVED BY: City Administrator's Office

ORDINANCE COMMITTEE DISCUSSION DRAFT 11/9/2010
SHOWING CHANGES FROM EXISTING CODE

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF
THE CITY OF SANTA BARBARA
AMENDING SECTIONS 22.70.020,
22.70.030, 22.70.040, AND 22.70.050 OF
THE SANTA BARBARA MUNICIPAL
CODE RELATING TO SIGN PERMITS.

WHEREAS, the Community Development Department seeks to clarify the rules related to sign permit review in order to improve its ability to enforce the regulations in an efficient and consistent manner.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Sections 22.70.020, 22.70.030, 22.70.040, and 22.70.050 of Chapter 22.70 “Sign Regulations” of Title 22 are amended to read as follows:

22.70.020 Definitions.

As used in this Chapter, the following terms and phrases shall have the indicated meanings:

A. **ACCESSORY SIGN.** A separate unit displaying information related to the principal business conducted on the premises, which is not attached to or supported by any other sign, and not made a part thereof.

B. **ARCHITECTURAL FEATURE.** Any window frame, recessed area, door, detail or other feature that is part of any building, or is a specific element of a recognized style of architecture.

C. **AWNING SIGN.** Any sign or graphic attached to, painted on or applied to an

awning or awning canopy.

D. BACK-LIT SIGN. Any internally illuminated sign with opaque, reverse pan channel, halo-lit letters and elements with concealed light sources in which the light projects away from the viewer.

E. BALLOON. A lighter than air or inflated object no larger than eighteen (18) inches in any dimension displayed at a height which is not above the roof ridge line of the main building or fifteen (15) feet, whichever is lower. An inflatable sign is not a balloon.

~~EF~~. BANNER. A bunting or other flexible sign characteristically supported at two or more points and hung on a building or otherwise suspended down or along its face, or across any public street of the City. The banner may or may not include copy or other graphic symbols.

~~FG~~. BENCH SIGN. Any sign painted on or otherwise attached to a bench or other seat placed in an exterior area.

~~GH~~. BILLBOARD. A freestanding sign which exceeds the size limitations of a ground or wall sign. A billboard may be on-premises or off-premises.

I. CHANGEABLE LIGHTED MESSAGE SIGN. Shall mean a sign which permits light to be turned on or off intermittently or which is operated in a way in which light is turned on or off intermittently, including any illuminated sign where the illumination is not kept stationary or of constant intensity and color at all times when such sign is in use. This definition includes incandescent lights, fluorescent lights, light emitting diodes (LEDs), digital displays, or any other manner of illumination. This definition includes signs which use lights to form letters, words, figures, symbols, etc., and signs with lights which illuminate intermittently (for example, a sign with blinking or moving lights)

regardless of wattage, whether directly or indirectly illuminated, except for time and temperature signs. This definition does not include a sign located within the right-of-way that functions as a traffic control device.

HJ. CIVIC EVENT SIGN. A sign, other than a commercial sign, posted to advertise or provide direction to a civic event sponsored by a public agency, the City, a school, church, civic-fraternal organization or similar non-commercial organization.

IK. COMMERCIAL, OFFICE OR INDUSTRIAL COMPLEX. A group of contiguous businesses which employs a homogeneous design theme as a common perimeter treatment.

JL. COMMERCIAL SIGN. Any sign which is intended to attract attention to a commercial activity, business, commodity, service, entertainment or attraction sold or offered, and which is to be viewed from public streets or public parking areas.

KM. EAVE. That portion of the roofline extending beyond the building wall, a canopy attachment on the wall having the simulated appearance of an eave, or the lowest horizontal line on any roof.

LN. ELECTION SIGN. A non-commercial sign pertaining to an election for public office or to a ballot measure to be placed before the voters in a federal, state or local election.

MQ. ERECT. To build, construct, attach, hang, place, suspend, affix or fabricate, which shall also include painting of wall signs and window signs or other graphics, or project light in order to create an illuminated sign.

NP. FACADE. The front of a building or structure facing a street.

OQ. FLAG. A piece of fabric of distinctive design (customarily rectangular) that is

used as a symbol of a nation, state, city, agency, corporation or person or as a signaling device and is usually displayed hanging free from a staff or halyard to which it is attached by one edge.

PR. FRONTAGE. The width of any face of a building.

1. Dominant building frontage. The principal frontage of the building where its main entrance is located or which faces the street upon which its address is located.

2. Subordinate building frontage. Any frontage other than the dominant frontage.

QS. GROUND SIGN. Any sign advertising goods manufactured, produced or sold or services rendered on the premises upon which the sign is placed, or identifying in any fashion the premises or any owner or occupant, and which is supported by one (1) or more uprights or braces on the ground, the overall total height (including sign or support structure, whichever is higher) of which does not exceed (i) six (6) feet above grade measured at the edge of the public right-of-way, or (ii) six feet above the base of the sign structure when the grade at the public right-of-way is at least three and one-half feet lower than the ~~natural~~ grade at the base of the sign, whichever is higher. In no case shall an artificial grade be established for the sole purpose of placing a sign at more than six (6) feet above the grade at the edge of the public right-of-way.

RT. HANGING SIGN. A sign attached to and located below any eave, roof, canopy, awning or wall bracket.

U. ILLUMINATED SIGN. A sign that is illuminated in some manner (either internally or from an exterior light source) or a sign that involves the projection of light onto another surface in a manner designed to communicate a message.

~~V~~. INFLATABLE SIGNS. A lighter than air or inflated object tethered or otherwise attached to the ground, structure or other object, but excluding balloons as defined in this Section. This definition includes, but is not limited to inflated representations of blimps, products, cartoon characters, animals and the like.

~~SW~~. KIOSK. A small, freestanding structure permanently affixed to the ground, requiring a building permit, which may have one or more surfaces used to display temporary advertising signs.

~~TX~~. LETTER HEIGHT. The height of a letter from its bottom to its top, including any shadow line.

~~UY~~. LIGHTING STANDARD. A device for providing artificial light on the sign surface.

~~VZ~~. LOGO SIGN WITH COURTESY PANELS. Prefabricated signs bearing a brand name, registered trademark or logo with space for the name of a local business or occupant or other items of information to be applied thereto or erected thereon.

~~WAA~~. MARQUEE. A permanent roof structure attached to and entirely supported by a wall of a building, having no connection or relationship with the roof of the building to which it is attached.

~~XBB~~. MARQUEE SIGN. Any sign attached to a marquee.

~~YCC~~. MOBILE SIGN. A sign on a boat or on a vehicle, other than on a public transit vehicle designed to carry at least 19 passengers, advertising a good, service, or entity other than that for which the vehicle is principally used.

~~ZDD~~. MURAL. A painting or picture applied to and made part of a wall or window which may be pictorial or abstract, and is characteristically visually set off or separated

from the background color or architectural environment.

AAEE. NON-COMMERCIAL SIGN. Any sign which is intended to convey a non-commercial message of social, political, educational, religious or charitable commentary.

BBFF. OFF-PREMISES SIGN. A commercial sign not located on the premises of the business or entity indicated or advertised by said sign, or a commercial sign advertising a commodity, service or entertainment offered at a location other than the location of the sign.

GG. OPEN BAY SIGN. A sign erected in such a manner that the sign is designed to be viewed from adjoining streets, walkways, malls or parking lots available for public use through an open bay or other opening within a structure (e.g, automotive repair bay, warehouse bay, open courtyard or patio, etc.).

CCHH. PARAPET. A low wall used to protect the edge of a roof from view, also called a parapet wall.

DDII. PARAPET OR PERGOLA SIGN. Any sign or other graphic attached to a parapet, ramada, pergola, or other similar structure.

EEJJ. PENNANT. A small triangular or rectangular flag or multiples thereof, individually supported or attached to each other by means of a string, rope, or other material and meant to be stretched across or fastened to buildings, or between poles and/or structures.

FFKK. PERGOLA. A structure usually consisting of parallel colonnades supporting an open roof of girders and cross-rafters, also known as an arbor, trellis or ramada.

GGLL. POLE SIGN. Any sign, other than a ground sign, supported by one (1) or more uprights or braces on the ground, the height of which is greater than a ground sign,

and which is not part of any building or structure other than a structure erected solely for the purpose of supporting a sign.

HHMM. PORTABLE SIGN. Any sign, other than a mobile sign, designated or constructed in such a manner that it can be moved or relocated without involving any structural or support changes.

HNN. PROJECTING SIGN. Any sign which projects from and is supported by a wall of a building with the display surface of the sign perpendicular to the building wall.

JOO. ROOF. The cover of any building, including the eaves and similar projections. False roofs on store fronts, coverings on or over oriels, bay windows, canopies and horizontally projecting surfaces other than marquees shall be considered roofs.

KKPP. ROOF SIGN. Any sign any part of which is on or over any portion of any roof or eave of a building or structure and any sign which extends above a parapet of a building or structure.

LLQQ. SIGN. Any ~~physical~~ form of visual communication including any physical object, projection of light, video display, or open flame, with or without lettering, a symbol, logo or banner, other than a mural. A sign may include a commercial or noncommercial sign. A sign includes all parts, portions, units and materials used in constructing the sign, together with the illumination, frame, background, structure, support and anchorage thereof.

MMRR. TEMPORARY. A period of time not exceeding thirty (30) consecutive days, unless otherwise specified.

NNSS. VENDING MACHINE. A machine or other mechanical device or container

that dispenses a product or service through a self-service method of payment, but not including an automatic bank teller machine incorporated within a wall or a façade of a building, a news rack, a machine vending compressed air or water at an automobile service station, or a public telephone.

~~00TT~~. WALL SIGN. Any sign affixed directly to or painted on or otherwise inscribed on an exterior wall or solid fence, the principal face of which is parallel to said wall or fence and which projects from that surface no more than twelve (12) inches at all points.

~~PPUU~~. WINDOW SIGN. Any sign printed, attached, glued or otherwise affixed to or behind a window, within the window display area, or within four (4) feet of the window (ten (10) feet of the window, if illuminated), whichever is greater, and designed to be viewed from adjoining streets, walkways, malls or parking lots available for public use.

22.70.030 Sign Regulations.

A. PERMIT REQUIRED. It is unlawful for any person to erect, repair, alter, relocate or maintain any sign within the City, or to direct or authorize another person to do so, except pursuant to a sign permit obtained as provided in this Chapter unless the sign is specifically exempted from permit requirements. No permit shall be required for repainting, cleaning, or other normal maintenance and repair of a sign unless the structure, design, color or character is altered.

B. EXEMPT SIGNS. The following signs shall be allowed without a sign permit and shall not be included in the determination of type, number or area of signs allowed on

a building or parcel:

1. Any official federal, state or local government sign and notice issued by any court, person or officer in performance of a public duty, or any sign erected or placed on park or beach property owned or controlled by the City and which (i) pertains to an event not exceeding five (5) days in duration and (ii) has been approved by the agency with authority over such property.

2. Any temporary sign warning of construction, excavation or similar hazards so long as the hazard exists.

3. One temporary construction sign, provided the sign (i) does not exceed six (6) square feet in one- and two-family residence zones and does not exceed twenty-four (24) square feet in all other zones, (ii) is used only to indicate the name of the construction project and the names and locations (city or community and state name only) of the contractors, architects, engineers, landscape designers, project or leasing agent, and financing company, (iii) is displayed during construction only, (iv) does not exceed the height limitations of a ground sign, and (v) meets all other applicable restrictions of this Chapter.

4. Any temporary sign relating to Christmas, Fiesta, Solstice or any other official City holiday ~~sign~~-except banners, blinking lights, ~~and/or~~ those signs and any related lighting requiring a building, electrical or other permit. Any such decorations or displays and any related lighting must be removed within ten (10) days following the event for which they were erected.

5. A temporary sign consisting of the display of no more than two (2) balloons at any business location. A temporary display of balloons shall not exceed ten (10)

consecutive days or more than a total of sixty (60) days per calendar year.

~~56~~. A non-commercial sign not exceeding six (6) square feet total for each lot in residential zones and twenty-four (24) square feet total for each lot in non-residential zones. Such a sign shall be erected only with the permission of property owner or tenant. An election sign shall not be displayed for more than ninety (90) days prior to the election or for more than ten (10) days following the election for which it is erected.

~~67~~. A temporary real estate sign which indicates that the property is for sale, rent or lease. Only one such sign is allowed on each street frontage of the property. Such a sign may be single- or double-faced and is limited to ~~three (3)~~four (4) square feet or less on property in residential zones and twelve (12) square feet or less on property in non-residential zones and shall not exceed the height limitations of a ground sign (six feet (6')).

~~78~~. Any temporary sign located on a kiosk.

~~89~~. Any "No Trespassing" sign, prohibiting or restricting access to property, provided it is (i) not more than one (1) square foot in size, (ii) placed at each corner and each entrance to the property and (iii) at intervals of not less than fifty (50) feet or in compliance with the requirements of law.

~~910~~. One identification sign of no more than one (1) square foot for a residence.

~~1011~~. Any parking lot and other private traffic directional sign not to exceed two (2) square feet in area having black letters on a white or building color background, and limited to guidance of pedestrian or vehicular traffic within the premises. There shall be erected no more than three (3) such signs in each parking lot or more than one (1) per entrance.

~~1412~~. Any informational commercial signs provided the sign (i) is in a non-residential zone, (ii) has an aggregate area (when combined with all other similar signs on the parcel) of not more than one-and-one-half (1½) square feet at each public entrance nor more than five (5) square feet total, (iii) indicates address, hours and days of operation, whether a business is open or closed, credit information and emergency address and telephone numbers. Lettering shall not exceed two (2) inches in height except for street numbers. Neon or light-emitting diode (LED) signs with the text “open” may be erected under this exemption subject to the following conditions: (i) no more than one (1) sign may be erected per business, ii) the letter height of any such sign shall not exceed six (6) inches and the overall height of the sign shall not exceed twelve (12) inches, and (iii) such signs are not allowed in El Pueblo Viejo, unless the sign is located at least ten (10) feet back from any window or open façade of the structure.

~~1413~~. Any street name and address stamped or painted on a sidewalk or curb.

~~1414~~. Any civic event sign, except a banner. Such a sign shall be removed within twenty-four (24) hours after the time of the event, shall not exceed twenty-four (24) square feet in size and may be erected for a period not to exceed five (5) days out of any thirty (30) day period. Only one (1) such sign shall be erected per lot.

~~1415. Any temporary "open house" sign. Only one (1) sign is allowed on each street frontage of the property. Such a sign may be single or double faced and is limited to three (3) square feet or less. The sign's supporting structure shall not exceed four (4) feet in height. A Temporary “open house” signs. One (1) sign may be erected on each street frontage of the property and a maximum of three (3) five (5) off-site signs shall be allowed may be erected pursuant to this exemption. and Individual signs erected~~

pursuant to this exemption shall not exceed an area of three (3) square feet, be taller than three (3) feet in height (including any supporting frame), and shall contain only the address of the property where the open house is being held and the name of the real estate agent and/or real estate agency or party holding the open house. ~~Such a~~Open house signs shall be erected and removed on the day the open house is held and shall not be fastened or attached in any way to a building facade or architectural element. Off-site open house signs shall be erected on private property only with the permission of the property owner. In addition to complying with the requirements above, off-site open house signs erected within the public right of way shall comply with all of the following standards:

a. Signs shall not be erected in a manner which obstructs the pedestrian path of travel or which constitutes a hazard to pedestrians or vehicular traffic;

b. Signs shall not be placed on vehicles;

c. Signs shall not be placed in street medians; and

d. Decorative attachments (i.e., balloons) shall not be attached to any sign.

~~45~~16. Any sign on a ~~gasoline pump,~~ telephone booth, ~~and or~~ news rack, provided the sign (i) identifies only the product contained therein, or displays operating instructions, and (ii) the lettering does not exceed two inches in height.

~~46~~17. Flags flown on a temporary basis for purposes of honoring national or civic holidays which do not exceed eight (8) feet long in largest dimension. No more than two (2) flags may be flown pursuant to this exemption on a single parcel.

~~47~~18. The official flag of a government, governmental agency, public institution, religion, corporation, business, or other similar entity. Only one (1) flag pole with a maximum height of twenty-five (25) feet and with a maximum dimension on the flag of

eight (8) feet and which is not attached to the building shall be exempt. No more than two (2) flags may be flown pursuant to this exemption on a single parcel. Corporate or business flags displaying the emblem, name logo or other information of a business shall be included in the calculation of the maximum allowable sign area for the business.

~~1819~~. Signs, except banners, announcing the opening of a new business which, in the aggregate, do not exceed ten (10) square feet in size or twenty-five percent (25%) of the window area, whichever is greater. Such signs shall be erected no more than thirty (30) days prior to the scheduled opening of the business and shall be removed no later than thirty (30) days after the opening of the business, but in no case shall such a sign be erected for more than forty-five (45) days within this period. The business owner or manager shall provide proof of opening date upon request.

~~1920~~. Temporary window signs, except banners not exceeding four (4) square feet or fifteen percent (15%) of the window area of each facade, whichever is greater. For windows which are more than twenty-five (25) feet from the public right-of-way, such signs shall not exceed twenty-five percent (25%) of such window area. No temporary window signs on a building or parcel shall be displayed for more than thirty (30) consecutive days nor more than a total of sixty (60) days per calendar year. Signs erected pursuant to this exemption shall not be illuminated.

~~2021~~. Signs specifically required by federal, state or City law, of the minimum size required.

~~2122~~. Signs on the air operation side of the Santa Barbara Municipal Airport which are designed and oriented to provide information to aircraft.

~~2223~~. A sign, such as a menu, which (i) shows prices of goods or services not on

window display to the public, (ii) does not exceed twenty-four (24) inches by eighteen (18) inches, (iii) has letters and numbers not exceeding three-quarters (3/4) of an inch in height, and (iv) is located on a wall or in a window.

~~23~~24. Signs on public transit vehicles designed to transport at least 19 passengers. No more than one sign may be displayed on each side of these vehicles, except as approved by the Sign Committee.

~~24~~25. Temporary "Garage Sale" or other similar signs located only on the premises upon which the sale is occurring.

C. PROHIBITED SIGNS. In addition to any sign not conforming to the provisions of this Chapter, the following signs are prohibited:

1. Any sign which, by color, shape, working, or location, resembles or conflicts with any traffic control sign or device.

2. Signs attached or placed adjacent to any utility pole, traffic sign post, traffic signal, historical marker or any other official traffic control device.

3. Any sign, except as may be required by other code or ordinance, placed or maintained so as to interfere with free ingress or egress from any door, window or fire escape.

4. Signs erected on public or private property without the permission of the property owner.

5. Signs visible from the public street or parking lot attached to or placed on merchandise or materials stored or displayed outdoors except for parking lot sales of less than four (4) days in duration.

6. SChangeable lighted message signs or signs that rotate, move, glare, flash,

change, reflect, blink or appear to do any of the foregoing, except time and temperature devices.

7. Off-premises signs, including billboards, except open house signs erected in compliance with the standards specified in Section 22.70.030.B.15.

8. Any sign displaying obscene, indecent or immoral matter as defined under California Penal Code.

9. Signs on awnings or canopies except on the valance.

10. Signs that create a hazard by obstructing clear views of pedestrian and vehicular traffic.

11. Portable signs.

12. Mobile signs.

13. Any sign (generally known as a "snipe sign,") tacked, nailed, posted, pasted, glued or otherwise attached to trees, poles, stakes, fences or the exterior of building or other structures, where the information appearing thereon is not applicable to the present use of the premises upon which such sign is located. Whenever a sign is found so placed, the same shall constitute prima facie evidence that the person benefited by the sign placed or authorized the placement of the sign.

14. Bench signs.

15. Banners, including any banner that is an open bay sign.

16. Roof signs and any other graphics which extend, wholly or in part, above the eave line of the structure to which it is attached.

17. Any parapet or pergola sign placed above or partially above the parapet or pergola.

18. Logo signs with courtesy panels.

19. Pennants.

20. Signs which cover or interrupt architectural features.

21. Signs containing changeable copy, except theater marquee signs, business directories, church and museum signs, gas price signs and restaurant interior menu boards.

22. Historical markers placed on the structure, tree or other historical monument itself, except as approved by the Historic Landmarks Commission.

23. Pole signs.

24. Exposed cabinet/raceways behind channel letters.

25. Inflatable signs.

D. GENERAL REQUIREMENTS.

1. No sign, other than a sign installed by a public agency, shall be allowed to be erected, installed, placed or maintained in or on any public property, including sidewalks and parkways, except off-site “open house” signs erected in compliance with the standards specified in Section 22.70.030.B.15.

2. Churches, schools, and other public or semi-public facilities may have one (1) on-site sign not exceeding eighteen (18) square feet in any area, provided that, except for the name of the premises, the lettering shall not exceed three (3) inches in height, and such signs in residential zones shall not be internally illuminated.

3. Any sign which is supported by more than one means and therefore cannot be clearly defined as a ground, marquee, wall, roof, projecting or other sign shall be administratively assigned to the sign category most logically applicable and be subject to

the corresponding standards.

4. Accessory signs will be considered only if they are designed in conjunction with or made an integral part of the signing existing on the subject building or project. Said signs shall not exceed twenty-five (25%) percent of the building's total signage.

5. A temporary window sign in excess of four (4) square feet, or fifteen percent (15%) of the window area of each facade, whichever is greater, requires a permit, unless the sign is otherwise exempt from the permit requirements of this chapter. For a window which is more than twenty-five (25) feet from the public right-of-way, such a sign shall not exceed twenty-five percent (25%) of the window area. Such signs shall not be displayed for more than thirty (30) consecutive days nor for more than a total of sixty (60) days per calendar year. All illuminated window signs require a permit.

6. Only one (1) face of a double-faced sign with parallel opposing faces, and bearing identical copy or language translation, shall be used in computing the area of a sign. Signing and illumination shall be on two opposing faces only.

7. In order to calculate the size of a sign, the following provisions apply:

a. If the sign is enclosed by a box or outline, the area of the sign includes that portion of the sign comprised of said box or outline.

b. If the sign consists of individual letters attached directly to the building or wall, the size is calculated by drawing a rectangle around each line of copy.

c. If the sign is a ground sign, the base or support structure shall be included in calculating the height of the sign.

8. If a building consists of two (2) or more above-ground stories, no sign shall be allowed more than five feet six inches (5'6") above the second floor line or in

conformance with Subsection D.11 below, where applicable.

9. Prior to issuance of a sign permit, a ground sign shall be approved by the traffic engineer to ensure that placement of the sign would not adversely affect traffic or pedestrian safety.

10. A non-temporary window sign shall be not larger than twenty-five percent (25%) of the window area of the facade on which it is displayed.

11. A wall sign may be attached flat against or pinned away from the wall. A wall sign placed in the space between windows on the same story shall not exceed more than two-thirds ($2/3$) of the height of the window, or major architectural details related thereto. A wall sign placed between windows on adjacent stories shall not exceed two-thirds ($2/3$) the height of the space between said windows.

12. A projecting or hanging sign must clear the nearest sidewalk by a minimum of seven (7) feet and may project no more than four (4) feet into the public right-of-way. Such a sign for a business in the second story of a building is allowed only if the business has a separate street or public parking lot entrance and may be placed at the entrance only.

13. A device displaying time or temperature is permitted in all zones except residential zones and designated historic districts, subject to the provisions herein regulating various types of signs. Such devices are limited to one (1) per block. Only a logo is allowed to appear on the same structure as such a device.

14. A kiosk is permitted in all non-residential zones, subject to approval by the Sign Committee and (i) the Historic Landmarks Commission if within El Pueblo Viejo Landmark District or another landmark district, or (ii) the Architectural Board of Review

in other parts of the City.

15. A relocated sign shall be considered to be a new sign, unless the relocation is required by a public agency as a result of a public improvement, in which case approval shall be obtained only for the new location and base of the sign.

16. Except as otherwise stated in this Chapter, letter height shall be limited to a maximum of twelve (12) inches, except where it can be found that said letter size is inconsistent with building size, architecture and setback from the public right-of-way.

17. A ground sign which exceeds six (6) square feet in area shall not be located within seventy-five (75) feet of any other ground sign.

18. All signs on parcels immediately adjacent to El Pueblo Viejo Landmark District are subject to El Pueblo Viejo regulations.

22.70.040 Sign Standards.

A. GENERAL REQUIREMENT. All signs shall conform to the following standards.

1. Residential Uses. The following sign standards shall apply to any residential use in any zone in the City:

a. An apartment or condominium project identification sign identifying an apartment or condominium complex by name or address. One (1) such sign shall be allowed for each complex, shall not exceed ten (10) square feet in size if less than twenty-five (25) units, nor twenty-five (25) square feet if larger than twenty-five (25) units, and shall not be internally illuminated.

b. The Sign Committee may authorize one (1) ground sign or wall sign, not to exceed an area of twenty-four (24) square feet, to identify a neighborhood or subdivision other than an apartment or condominium project at the entrance to such subdivision or neighborhood. Such sign shall not be internally illuminated.

c. Any existing legal non-conforming use in a residential zone may have one-half (½) the number and size of signs as are allowed in commercial zones.

2. Office Uses. The following sign standards shall apply to office uses in any zone:

a. The aggregate area for all signs identifying a building or complex shall not exceed one-half (½) square foot of sign area per linear foot of building frontage or twenty (20) square feet, whichever is less.

b. Establishments within an office building or complex may collectively place a directory sign at each public entrance to said building listing establishments within.

c. An office complex which maintains a group identity shall submit to the Sign Committee a sign program for all signs proposed within the complex. Upon approval, the sign program shall apply to all tenants. This sign program shall be included as a provision in the lease for each individual tenant. Proof of said inclusion in the standard lease for the office complex shall be submitted to the Planning Division by the lessor.

3. Commercial and Industrial Uses. The following sign standards shall apply to commercial and industrial uses including hotels and motels in any zone:

a. The total area for all signs identifying a business shall not exceed the

following:

(1) For a dominant building frontage up to one hundred (100) linear feet, one (1) square foot of sign area per linear foot of building frontage, or sixty-five (65) square feet, whichever is less.

(2) For a dominant building frontage with more than one hundred (100) linear feet, three-quarters ($3/4$) square foot of sign area per linear foot of dominant building frontage or ninety (90) square feet, whichever is less.

(3) For a building occupied by more than one tenant, the dominant building frontage for each business is that portion of the building elevation adjacent to the business. For a business which is not on the ground floor, one-half ($1/2$) square foot of sign area per linear foot of dominant building frontage is permitted.

b. For a commercial or industrial complex containing four (4) or more occupants, the following sign standards apply:

(1) One (1) sign per frontage to identify the commercial or industrial complex, allowing one (1) square foot of sign area per linear foot of complex frontage or seventy-five (75) square feet, whichever is less, on the dominant facade.

(2) For each individual business with frontage on a public street or parking lot, one-half ($1/2$) square foot of sign area per linear foot or twenty-five (25) square feet, whichever is less.

(3) One (1) directory sign not exceeding ten (10) square feet in size may be allowed at each public entrance.

(4) A commercial or industrial complex which maintains a group identity shall submit to the Sign Committee a sign program for all signs proposed within

the complex. Upon approval, the sign program shall apply to all tenants. This sign program shall be included in the lease for each individual tenant. Proof of said inclusion shall be submitted to the Planning Division by the lessor.

B. EL PUEBLO VIEJO LANDMARK DISTRICT. Signs in El Pueblo Viejo Landmark District (EPV) shall contribute to the retention or restoration of the historical character of the area. In addition to the other standards and restrictions in this Chapter, signs in EPV shall comply with the following:

1. Colors shall be consistent with the Hispanic styles specified in Chapter 22.22.
2. The typeface used on all signs in EPV shall be consistent with the Hispanic styles specified in Chapter 22.22, except that where the business logo or trademark uses a particular typeface, it may be used.
3. Letter height shall be limited to a maximum height of ten (10) inches, except where it can be found that said letter size is inconsistent with building size, architecture, and setback from the public right-of-way.
4. No internally illuminated signs except back-lit signs are allowed. Traditional materials and methods are to be used as defined in Section 22.22.104 and described in Subsection 5 below. Internally illuminated projecting cabinet signs are prohibited.
5. The choice of materials is left to the discretion of the applicant, subject to the approval of the Sign Committee; however, the following materials and/or methods are acceptable and desirable:
 - a. Sign face, supports and standards made of resawn or rough sawn wood and/or wrought iron with painted or stained backgrounds and lettering.
 - b. Sign face, supports and standards made of smooth wood trimmed with

moldings of historically based design and lettering.

- c. Signs painted directly on the face of the building.
- d. Projecting signs.
- e. Use of wood cutouts, wrought iron or other metal silhouettes further

identifying the business.

- f. Glass.
- g. Lighting standards and style typical of the building's architecture and

period.

- h. Flush or inset mounted signs of tile or stone.

6. The following materials and details are not acceptable:

- a. Contemporary finish materials such as plastics, aluminum and stainless

steel.

- b. Imitation wood or imitation marble.

- c. Fluorescent paint.

d. ~~Exposed spot lights, exposed neon tubings, and exposed lights or~~ Any spot light, neon tubing, or exposed electrical conduits on the exterior of any building or structure.

e. Any illuminated window sign, neon tubing, light emitting (LED, light rope, or other similar lighting located within ten (10) feet of any window (except "open" signs provided in Section 22.70.030.B.12 and no vacancy signs as provided in subparagraph 7 below).

7. For hotels and motels in the El Pueblo Viejo Landmark District (EPV) a single neon "No Vacancy" sign shall be allowed if the following conditions are met:

- a. Only one (1) double-faced neon "No Vacancy" sign per property/business.
- b. Letter size to be three (3) inches maximum height.
- c. Tube size to be twelve (12) mm. maximum diameter.
- d. Neon color to be clear red.

8. Landscaping:

- a. Landscaping in EPV shall conform to the El Pueblo Viejo Guidelines list of preferred plants.
- b. Low shrubs or dense ground cover is required to conceal non-decorative lighting fixtures.
- c. Irrigation plans shall be included where applicable.

22.70.050 Sign Permits.

A. APPLICATION. Any person desiring to construct, maintain or display a sign for which a permit is required shall submit an application to the Planning Division of the Community Development Department. The application shall be made upon forms provided by the Community Development Department and shall be accompanied by the following materials:

- 1. Two copies of a plan showing:
 - a. The position of each sign and its relation to adjacent buildings or structures.
 - b. The proposed design, size, colors, and location on the premises of each sign including the type and intensity of any proposed lighting.

2. A statement showing the sizes and dimensions of all signs existing on the premises at the time of making such application.

3. Such other information as the Director of the Community Development Department may require to show full compliance with this and all other ordinances of the City of Santa Barbara.

4. A written authorization to submit the sign permit application signed by the property owner or lessee.

B. FEES. The sign permit application shall be accompanied by the appropriate fee established by the City Council by resolution. If installation of a sign is commenced before an application for a permit is made or before the plans are approved by the Sign Committee, the applicant shall be charged an additional field inspection fee equal to the permit fee.

C. PROCESSING APPLICATIONS.

1. Community Development Department staff shall review the application and accept it as complete or reject it as incomplete within three (3) working days from the date of filing.

2. No sign permit application will be accepted if:

a. The applicant has installed a sign in violation of the provisions of this Chapter and, at the time of the submission of the application, each illegal sign has not been legalized, removed or included in the application; or

b. Any sign under the control of the applicant on the premises of the proposed sign was installed in violation of this Chapter and at the time of submission of the application, each illegal sign has not been legalized, removed or included in the

application; or

c. The sign permit application is substantially the same as an application previously denied by staff or the Sign Committee or, on appeal, by the Historic Landmarks Commission, the Architectural Board of Review, or the City Council, unless:

- (1) Twelve (12) months have elapsed from the date of the final decision on the application; or
- (2) New evidence or proof of changed conditions is furnished in the new application.

3. Assignment of Level of Review. Community Development Staff will review each sign permit application and assign each complete application to one of three review categories: conforming review, consent review, or full board review. Sign permit applications will be assigned to conforming review based on the criteria found in Section 22.70.050.E. Most other sign permit applications will be assigned to consent review. Sign permit applications that involve multiple exception requests, a large number of signs, or a large volume of signage will be assigned to full board review. Prior to a hearing on Consent Review, any member of the Sign Committee, Architectural Board of Review, or the Historic Landmarks Commission may request that an application assigned for consent review be re-assigned for full board review.

D. BUILDING AND ELECTRICAL PERMITS. After a sign has been approved by the Sign Committee the applicant shall obtain all required building and electrical permits from the Building and Safety Division ~~of Land Use Controls~~ of the Community Development Department.

E. CONFORMING AND CONSENT SIGN REVIEW.

1. Sign Conformance Determination. Applications for signs conforming to the Sign Ordinance and Sign Review Guidelines may be eligible for review and approval by the Chair or Vice-Chair of the Sign Committee or their designated alternate. Conforming signs which meet the following criteria shall be referred by Staff for Conforming Sign Review:

4a. Signs where the size, shape, color, location, and lighting illuminating the sign comply with applicable sign review guidelines.

b. Signs located within El Pueblo Viejo Landmark District that comply with the requirements of Section 22.70.040.B and would be compatible with the required architectural style described in Section 22.22.104.

c. Minor wording, name, color and/or face changes which do not affect the character or location of a sign;

2d. Signs for a commercial or industrial complex where a previously approved sign program is in effect and the proposed sign conforms to the program;

3e. Thirty (30) day extension of temporary signage;

4f. Conceptually approved signs, if all Committee conditions are met; and

5. Ongoing flag changes if there is no change to the Sign Committee approved flag programs; and

6g. Awning signs.

Sign applications which do not meet these specific criteria may be referred by Staff or the Chair, Vice-Chair or their designated alternate for Conforming Sign Review, if deemed appropriate. In addition, the full Sign Committee may also direct some projects or portions of projects to the Conforming Sign Review for approval.

2. Conforming Review. Conforming reviews are conducted by any one (1) member of the Sign Committee.

3. Consent Review. Consent reviews are conducted by any two (2) members of the Sign Committee.

4. Standard of Review and Findings. Conforming review and consent review are conducted using the review criteria provided in Section 22.70.050.G and making the findings required in Section 22.70.050.H.

~~F. PERMITS REVIEWED BY THE SIGN COMMITTEE. The Sign Committee shall take action to approve, conditionally approve or deny an application within twenty-one (21) days from the date of acceptance thereof. If no action is taken by the Sign Committee within said period or within any extension approved by the applicant, the application shall be deemed approved as submitted, provided the proposed sign otherwise complies with the provisions of this Chapter.~~FULL BOARD REVIEW. Full board review is conducted by the ABR or, if the sign is located in El Pueblo Viejo Landmarks District or the sign is proposed on a site that is a designated historic resource or potential historic resource, the HLC. When conducting a full board review of a sign permit application, the ABR or HLC shall assume the role of the Sign Committee, as provided in Chapter 22.70 and amended by this ordinance. The ABR or HLC shall employ the current adopted Sign Review Guidelines and shall conduct its review using the review criteria provided in Section 22.70.050.G and making the findings required in Section 22.70.050.H.

G. SIGN REVIEW CRITERIA.

1. In reviewing a sign permit application, staff and the Sign Committee shall

apply the following criteria as the basis for action:

- a. The sign shall be in proportion with and visually consistent with the architectural character of the building.
- b. The sign shall not constitute needless repetition, redundancy or proliferation of signing.
- c. The location of the proposed sign and the design of its visual elements (lettering, colors, decorative motif, spacing and proportion) shall result in a sign which is legible under normal viewing conditions existing at the sign's proposed location.
- d. The sign shall not obscure from view or unduly detract from existing signing.
- e. If the proposed sign will be adjacent to, in or near a residential area, it shall be harmonious and compatible with the residential character of the area.
- f. The size, shape, color and placement of the sign and any lighting shall be compatible to and harmonious with the building which it identifies and with the area in which it will be located.
- g. If the sign is to be located in El Pueblo Viejo Landmark District, the sign shall comply with the requirements of Section 22.70.040.E and shall be compatible with the required architectural style described in Section 22.22.104.

2. If a sign permit application satisfies the above criteria and complies with the other provisions of this Chapter, it shall be approved.

H. FINDINGS. If a sign permit application is denied, specific and detailed findings setting forth the reasons why the proposed sign violates the criteria set forth above or other provisions of this Chapter shall be prepared in writing and mailed to the applicant

or his agent and sign contractor within seven (7) days.

I. APPEALS. The applicant or any interested person may appeal decisions concerning sign permit applications as follows:

1. Appeals to the Architectural Board of Review or the Historic Landmarks Commission. Any action of the Sign Committee or of the Division staff may be appealed by the applicant or any interested party to the Architectural Board of Review or, if the sign is in El Pueblo Viejo Landmark District or if the sign is proposed on a site that is a designated historic resource or potential historic resource, to the Historic Landmarks Commission. Said appeal shall be in writing, shall state reasons for the appeal and shall be filed with the staff of the Architectural Board of Review or the Historic Landmarks Commission within ten (10) days of the meeting at which the decision being appealed was rendered. A hearing shall be held by the Architectural Board of Review or the Historic Landmarks Commission, as appropriate, at the first available meeting of the Architectural Board of Review or the Historic Landmarks Commission following the filing of the appeal. Notice of the time and place of the hearing shall be sent to the applicant and appellant no later than five (5) days prior to said hearing. The Board or Commission may affirm, reverse or modify the decision of the Sign Committee or staff concerning the sign permit application. Said action shall take place within twenty-eight (28) days from the date of the filing of the appeal. Failure to act within said period will result in the sign permit application being deemed approved to the extent that it complies with the provisions of this Chapter. Upon such an automatic approval, the Division of Land Use Controls shall issue the permit. No member of the Board or Commission who is also a member of the Sign Committee and who participated in the decision of the Sign

Committee shall act on the appeal.

2. Appeal to the City Council. An appeal to the City Council from the decision of the Architectural Board of Review or the Historic Landmarks Commission shall be made pursuant to the provisions of Section 1.30.050 of this Code.

J. EXPIRATION OF PENDING APPLICATION. Signs must be installed within six months of the date of approval or the approval is void, unless the applicant has requested and received an extension not exceeding six (6) months from the Community Development Director.



City of Santa Barbara

Community Development Department

ATTACHMENT 2

www.SantaBarbaraCA.gov

Director's Office

Tel: 805.564.5502

Fax: 805.564.5506

Building & Safety

Tel: 805.564.5485

Fax: 805.564.5476

Housing &

Redevelopment

Tel: 805.564.5461

Fax: 805.564.5477

Planning

Tel: 805.564.5470

Fax: 805.897.1904

Rental Housing

Mediation Task Force

Tel: 805.564.5420

Fax: 805.564.5477

630 Garden Street

PO Box 1990

Santa Barbara, CA

93102-1990

October 27, 2010

TO: City Council, Ordinance Committee Chair
City Council Ordinance Committee

SUBJECT: Proposal for Amendments to Sign Regulations

Dear Ordinance Committee Members:

On behalf of the Historic Landmarks Commission (HLC), I am forwarding the unanimous support of the Commission for the proposed Sign Ordinance amendments. These amendments, intended to strengthen sign enforcement related to nuisance lighting and the installation of LCD display monitors, have been described by Mr. Limon and discussed in committee at our last meeting

As a Commission, we felt it was important to convey to the Ordinance Committee our sentiments regarding the installation of these types of signs or devices. As described and as evidenced in current installations, they are intended primarily as a form of advertising and would detract from the ambiance of the City. Commissioners specifically expressed serious concerns regarding the potential visual and sound impacts particularly during evening hours as related to the LCD monitors that may be placed at exterior locations throughout the City.

The Commission also understands that these monitors are being touted as beneficial for displaying public service announcements and emergency information. The Commission believes there are other methods and ways to provide emergency broadcast information when necessary instead of utilizing these ubiquitous methods.

Although all exterior alterations are regulated by ordinance in El Pueblo Viejo, these types of lighting and sound-producing devices are often placed without any approvals from the various agencies. It is important the City enforcement staff have the necessary tools in place to identify these installations as signs, and for the City to maintain its philosophy of the importance of oversight.

In summary, the HLC does not believe the public benefit argument is sufficient to allow these types of sign, lighting, and sound installations in El Pueblo Viejo, which go beyond the intended purpose of signage and suggest advertising. We respectfully ask that you support all the proposed sign ordinance amendments.

Sincerely,

A handwritten signature in black ink, appearing to read "Susette Naylor", is written over a horizontal line.

Susette Naylor, Chair
Historic Landmarks Commission

ORDINANCE NO. ____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING SANTA BARBARA MUNICIPAL CODE CHAPTER 8.04 TO ADOPT BY REFERENCE THE 2009 EDITION OF THE INTERNATIONAL FIRE CODE, INCLUDING APPENDIX CHAPTER 4 AND APPENDICES B, BB C, CC AND H OF THAT CODE, AND THE 2010 CALIFORNIA FIRE CODE WITH LOCAL AMENDMENTS TO BOTH CODES.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Findings

Climatic Conditions

A. The City of Santa Barbara is located in a semi-arid Mediterranean type climate. It annually experiences extended periods of high temperatures with little or no precipitation. Hot, dry winds, ("Sundowners") which may reach speeds of 60 m.p.h. or greater, are also common to the area. These climatic conditions cause extreme drying of vegetation and common building materials. In addition, the high winds generated often cause road obstructions such as fallen trees. Frequent periods of drought and low humidity add to the fire danger. This predisposes the area to large destructive fires. In addition to directly damaging or destroying buildings, these fires also disrupt utility services throughout the area. The City of Santa Barbara and adjacent front country have a history of such fires, including the 1990 Painted Cave Fire and the 1977 Sycamore Canyon Fire. In 2007, the City was impacted by the back country Zaca Fire and by the Gap fire in 2008. The Tea Fire destroyed over 150 homes within the City in November of 2008 and the Jesusita Fire destroyed homes and property in much of the Santa Barbara front country in May of 2009.

B. The climate alternates between extended periods of drought and brief flooding conditions. Flood conditions may affect the Fire Department's ability to respond to a fire or emergency condition. Floods also disrupt utility services to buildings and facilities within the City.

C. Water demand in this area challenges the quantity supplied by natural precipitation and, although the population continues to grow, the already-taxed water supply does not. The estimated population of California in 2006 was more than 36 million people. The state is projected to increase in population by nearly 10 million by the year 2030, with 50 percent of that growth centered in Southern California. Due to storage capacities and consumption, and a limited amount of rainfall, future water allocation may not be fully dependable in many areas of the state. The city's core area continues to become more concentrated, with new multi-storied mixed-use structures

whose occupants, along with the structures themselves, could be vulnerable to uncontrolled fires due to lack of available water. This necessitates the need for additional and on-site fire protection features.

D. These dry climatic conditions and winds contribute to the rapid spread of even small fires originating in high-density housing or vegetation. These fires spread very quickly and create a need for increased levels of fire protection. The added protection of fire sprinkler systems and other fire protection features will supplement normal fire department response by providing immediate protection for the building occupants and by containing and controlling the fire spread to the area of origin. Fire sprinkler systems also reduce the use of water for firefighting by extinguishing fires at an early stage.

Topographical conditions:

A. Natural slopes of 15 percent or greater generally occur throughout the foothills of Santa Barbara, especially in the High Fire Hazard areas such as the Foothill and Extreme Foothill zones. With much of the populated lower elevation areas already built upon, future residential growth is and will continue to occur on steeper slopes and in areas with greater constraints in terrain such as the Foothill and Extreme Foothill zones. Geographic and land-use constraints throughout the city have resulted in greater density along with a large number of mixed use projects, combining residential with commercial occupancies.

B. Traffic and circulation congestion is an ongoing problem throughout the region. Traffic flow in and through Santa Barbara is limited by the transverse Santa Ynez Mountains, which provide limited passage to the north, and the Pacific Ocean to the south. The narrow corridor that Highway 101 occupies is subject to traffic delays under normal conditions and emergency events can render the highway impassable. This has the double effect of preventing traffic from leaving the city and potentially preventing emergency workers, who often live out of town, from entering. This condition existed for several days during the La Conchita slide in 2005 and it disrupted the return of city workers who live in the Ventura area. At various times in the city's history, Highway 101 has also been closed north of the city due to mudslides, fires and flooding, most recently near Gaviota Pass, where a fire also temporarily closed the Rail access.

In addition, roads in the foothills are narrow, often steep and vulnerable to emergency conditions. Some of the older roadways are below current access standards and pose challenges to responding emergency vehicles, especially fire engines. These challenges are exacerbated in the event of an evacuation, particularly in the Foothill and Extreme Foothill zones.

C. These topographical conditions combine to create a situation which places fire department response time to fire occurrences at risk, and makes it necessary to provide automatic on-site fire-extinguishing systems and other protection measures to protect occupants and property.

Geological conditions:

The City of Santa Barbara region is a densely populated area that has buildings constructed over and near a vast and complex network of faults that are believed to be capable of producing future earthquakes similar or greater in size than the 1994 Northridge and the 1971 Sylmar earthquakes. Known faults in the city include the Lavigia, North Channel Slope, Mesa and Mission Ridge-More Ranch faults. Additional faults near the city would also be capable of disruption of services, including fire protection. The Southern California Earthquake Center predicts that there is an 80-90% probability of a magnitude 7.0 earthquake somewhere in Southern California before the year 2024. Regional planning for reoccurrence of earthquakes is recommended by the State of California, Department of Conservation.

A. Previous earthquakes have been accompanied by disruption of traffic flow and fires. A severe seismic event has the potential to negatively impact any rescue or fire suppression activities because it is likely to create obstacles similar to those indicated under the high wind section above. With the probability of strong aftershocks there exists a need to provide increased protection for anyone on upper floors of buildings. The October 17, 1989, Loma Prieta earthquake resulted in one major fire in the Marina District (San Francisco). When combined with the 34 other fires locally and over 500 responses, the department was taxed to its fullest capabilities. The Marina fire was difficult to contain because mains supplying water to the district burst during the earthquake. In addition to gas mains, individual gas and electric service connections to residences may provide both fuel and ignition sources during a seismic event. This situation creates the need for both additional fire protection and automatic on-site fire protection for building occupants.

B. Road circulation features located throughout Santa Barbara also make amendments reasonably necessary. There are major roadways, highways and flood control channels that create barriers and slow response times. Hills, particularly in the Foothill and Extreme Foothill zones, slopes, street and storm drain design accompanied by occasional heavy rainfall, cause roadway flooding and landslides and at times may make an emergency access route impassable. Much of Sycamore Canyon lies in an area subject to geologic activity, as witnessed by the recent closure of the road due to the slide potential.

The climatic, topographical, and geological conditions described above make it prudent to rely upon automatic fire sprinkler systems and other fire protection measures to mitigate extended fire department response times. Automatic sprinklers, mixed use notification signs, fire alarms and other measures specified in this ordinance are intended to lessen life safety hazards and keep fires manageable with potentially reduced fire flow (water) requirements for a given structure. Additional fire protection is also justified to match the current resources of firefighting equipment and personnel within the Santa Barbara City Fire Department.

SECTION 2. Section 8.04.010 of the Santa Barbara Municipal Code is hereby amended to read as follows:

8.04.010 Adoption of International Code by Reference

Subject to the amendments specified in Section 8.04.020 of this Code, The International Fire Code, as published by the International Code Council (2009 Edition), including Appendix Chapter 4 and Appendices B, BB C, CC and H; The 2010 California Fire Code (Title 24, Part 9 of the California Code of Regulations); and all standards and secondary codes referenced in said codes are adopted by reference and shall be known as the City of Santa Barbara Fire Code.

Said codes and any standards and secondary codes adopted by reference and the amendments therein, are on file and available for public inspection in the office of the City Clerk.

SECTION 3. Section 8.04.020 of the Santa Barbara Municipal Code is deleted in its entirety and readopted to read as follows:

8.04.020 Amendments to International Fire Code

In response to local climatic, geological and topographical conditions, The 2009 International Fire Code and The 2010 California Fire Code, as adopted by reference by Section 8.04.010, are amended as follows:

A. **Section 103** "Fire prevention bureau personnel and police" is amended to add Section 103.3.1 to read as follows:

103.3.1 Fire prevention bureau personnel and police. The fire code official and members of the fire prevention bureau shall have the powers of a police officer in performing their duties under this code. When requested to do so by the fire chief, the chief of police is authorized to assign such available police officers as necessary to assist the fire department in enforcing the provisions of this code.

B. **Section 104.10** "Fire Investigations" is amended to read as follows:

104.10 Fire investigations. The fire code official is authorized to investigate promptly the cause, origin and circumstances of every fire, explosion or other hazardous condition occurring in the jurisdiction. In addition, the fire code official is authorized to investigate the cause, origin and circumstances of unauthorized releases of hazardous materials in the jurisdiction. If it appears to the fire code official that such incidents are of suspicious origin, the fire code official is authorized to take immediate charge of all physical evidence relating to the cause of the fire, explosion, hazardous condition, or release.

104.10.1 Assistance from other agencies. Police and other enforcement agencies are authorized to assist in the investigation of fires when requested to do so by the fire code official.

C. Section 108 is deleted in its entirety without replacement.

D. Section 109.3 “Violation Penalties” is amended to read as follows:

Section 109.3 Violation penalties. Persons who violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor. Penalties shall be as prescribed by state law and local ordinance. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

E. Chapter 1, Division II of the International Fire Code is amended by adding Section 114 “Building and Fire Code Board of Appeals” to read as follows:

Section 114. Building and Fire Code Board of Appeals

In order to hear and decide appeals of orders, decisions or determinations made by the Fire Code Official or Building Official relative to the application and interpretations of the technical codes, there shall be and is hereby created a Building and Fire Code Board of Appeals consisting of members who are qualified by experience and training to pass upon matters pertaining to building construction and building service equipment and who are not employees of the jurisdiction. The Fire Code Official or Building Official shall be an ex officio member and shall act as secretary to said Board but shall have no vote upon any matter before the Board. The Building and Fire Code Board of Appeals shall be appointed by the City Council and shall hold office at its pleasure. The Board shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Fire Code Official or Building Official.

114.1.1 Alternatives. The Board may consider any alternate provided that it finds that the proposed design, material, method, or work offered is, for the purpose intended, at least the equivalent of that prescribed in the technical codes in accessibility, suitability, strength, effectiveness, fire resistance, durability, safety, and sanitation.

114.1.2 Appointments. The City Council shall appoint individuals to an eligibility list. Appeals shall be scheduled before five members selected from the eligibility list by the Community Development Director or the Fire Code Official as may be appropriate based on the subject matter.

114.1.3 Quorum. It shall take a quorum of three members to hear an appeal and majority vote of the Board convened to sustain an appeal.

114.1.4 Chairperson. The chairperson shall be selected by the convened Board. The chairperson shall maintain order and conduct the meeting in accordance with Section 114.1.7 and 114.1.8.

114.1.5 Meetings. The Board shall meet when needed to hear an appeal or when needed to transact business of the Board. Either the Chief Building Official or the Fire Code Official or their designee shall act as Secretary of the Board.

114.1.6 Board Decisions. The decision of the Building and Fire Code Board of Appeals shall be final on all matters of appeals and shall become an order to the Appellant, Building Official or Fire Code Official as may be appropriate.

114.1.7 Procedures. The Chief Building Official or Fire Code Official may use the procedure for Conduct of Hearing Appeals in accordance with Chapter 6 of the Uniform Code for the Abatement of Dangerous Buildings for appeals. The Board may elect alternate procedures by a unanimous vote of the convened Board as they may deem appropriate.

114.1.8 Procedural Rules. Appeal hearings shall be conducted substantially in accordance with the following format:

1. The Chairperson shall call the meeting to order.
2. The Chairperson shall note the Board members present for the minutes.
3. The Chairperson shall recognize the Chief Building Official or Fire Code Official for presentation of the appeal. The Chief Building Official or the Fire Code Official shall read his/her recommendation to the Board. This recommendation shall be the standing motion before the Board.
4. The Chairperson shall recognize the Appellant for presentation of rebuttals.
5. All witnesses must be called by either the Appellant or the Chief Building Official or the Fire Code Official and may be questioned.
6. After a motion to amend, accept, or deny the standing motion has been made and seconded, the Board may entertain comments from the public.
7. The Board shall vote on the standing or amended motion.
8. The Chairperson shall adjourn the meeting at the end of business.
9. The Secretary shall prepare minutes for the record and shall serve as custodian of case records and said minutes.

F. **Chapter 3** of the International Fire Code is amended as follows:

1. **Section 308.1.4** is hereby deleted without replacement.
2. **Section 308.1.4.1** is amended to read as follows:

Section 308.1.4.1 Liquefied-petroleum gas fueled cooking devices. LP gas burners having an LP gas container with a water capacity greater than 25 pounds (5 Gallon) shall not be located on combustible balconies or within 10 feet (3048 mm) of combustible construction.

Exception: One and two-family dwellings.

G. **Chapter 4** of the International Fire Code is deleted in its entirety without replacement.

H. **Section 503 “Fire Apparatus Access Roads”** is deleted in its entirety and readopted to read as follows:

503.1 Where Required. Fire Department access roads shall be provided and maintained in accordance with Sections 503.1.1 and 503.1.3

503.1.1 Buildings and Facilities. Approved fire apparatus access roads shall be provided for every facility, building or portion of a building hereafter constructed or moved into or within the jurisdiction. The fire apparatus roads shall comply with the requirements of this section and shall extend to within 150 feet of (45,720 mm) of all portions of the facility and all portions of the exterior walls of the first story of the building as measured by an approved route around the exterior of the building or facility.

Exception: The fire code official is authorized to increase the dimension of 150 feet (45,720 mm) where:

1. The building is equipped throughout with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3.
2. Fire Apparatus Roads cannot be installed because of location on property, topography, waterways, nonnegotiable grades or other similar conditions, and an approved alternate means of fire protection is provided.

503.1.2 Additional Access. The fire code official is authorized to require more than one fire apparatus access road based on the potential for impairment of a single road by vehicle congestion, condition of the terrain, climatic conditions or other factors that could limit access.

503.1.3 High Piled Storage. Fire department vehicle access to buildings used for high-piled combustible storage shall comply with the applicable provisions of Chapter 23.

503.2 Specifications. Fire apparatus access roads shall be installed and arranged in accordance with Sections 503.2.1 through 503.2.8.

503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm) except for approved security gates in accordance with Section 503.6 and an unobstructed vertical clearance of not less than 13 feet 6 inches. If a fire apparatus access road serves three or fewer single-family residential units, the required width may be reduced to not less than 16 feet (4879 mm) upon the approval of the fire code official.

503.2.2 Authority. The fire code official is authorized to require and increase in the minimum access widths where they are inadequate for fire or rescue operations.

503.2.3 Surface. Fire apparatus access roads shall be designed and maintained to support the imposed loads of fire apparatus and shall be surfaced so as to provide all-weather driving capabilities. Such fire apparatus access roads shall be capable of supporting 60,000 pounds and shall be constructed of approved materials.

503.2.4 Turning radius. The turning radius of roadways shall be no less than 70 feet in diameter measured from outer edge to outer edge.

503.2.5 Dead ends. Dead-end fire apparatus access roads in excess of 300 feet in length shall be provided with approved provisions for the turning around of fire apparatus.

503.2.6 Bridges and elevated surfaces. Where a bridge or an elevated surface is part of a fire apparatus access road, the bridge shall be constructed and maintained in accordance with AASHTO HB-17. Bridges and elevated surfaces shall be designed for a live load sufficient to carry the imposed loads of fire apparatus. Vehicle load limits shall be posted at both entrances to bridges when required by the fire code official. Where elevated surfaces designed for emergency vehicle use are adjacent to surfaces which are not designed for such use, approved barriers, approved signs or both shall be installed and maintained when required by the fire code official.

503.2.7 Grade. The gradient for a fire apparatus access road shall not exceed a 16 % grade.

503.2..7.1 Cross-slope. The cross-slope gradient shall not exceed 6%.

503.2.8. Angle of Approach and Departure. The angles of approach and departure for fire apparatus access roads shall be within the limits established by the fire code official based on the fire department's apparatus.

503.3 Marking. Where required by the fire code official, approved signs or other approved notices or markings that include the words NO PARKING – FIRE LANE shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. The means by which fire lanes are designated shall be maintained in a clean and legible condition at all times and be replaced or repaired when necessary to provide adequate visibility.

503.4 Obstruction of fire apparatus access roads. Fire apparatus access roads shall not be obstructed in any manner, including parking of vehicles. The minimum required widths and clearances established in Section 503.2.1 shall be maintained at all times.

503.5 Required gates or barricades.

503.5.1 Secured gates and barricades. When required, gates and barricades shall be secured in an approved manner. Roads, trails and other access ways that have been closed and obstructed in the manner prescribed by Section 503.5 shall not be trespassed on or used unless authorized by the owner and the fire code official.

503.5.1.1 Vehicle obstruction. Entrances to roads, trails, or other access ways that have been closed with gates and barriers in accordance with Section 503.5 shall not be obstructed by parked vehicles, except for public officers acting within their scope of duty.

503.5.1.2 Closure of accessways. Locks, gates, doors, barricades, chains, enclosures, signs, tags, or seals which have been installed by the fire department or by its order or under its control shall not be removed, unlocked, destroyed, tampered with or otherwise molested in any manner except when authorized by the fire code official or by public officers acting within their scope of duty.

503.5.2 Fences and Gates. School grounds may be fenced and gates therein may be equipped with locks, provided that safe dispersal areas based on 3 square feet (0.28m²) per occupant are located between the school and the fence. Such required safe dispersal areas shall not be located less than 50 feet (15240 mm) from school buildings. Every public and private school shall conform to Section 32020 of the Education Code.

I. Section 505 "Premises Identification" is amended to add Sections 505.1.1 and 505.3 to read as follows:

505.1.1 Mixed Use Occupancy Identification. Mixed use occupancy notifications signs shall be provided according to Municipal Code 8.04.030 (B).

505.3 Directory. For complexes and large buildings, an approved directory or premise map may be required at a location determined by the fire code official.

J. Section 507 "Fire Protection Water Supplies" is deleted in its entirety and readopted to read as follows:

507.1 Required Water Supply. An approved water supply capable of supplying the required fire flow for fire protection shall be provided to all premises upon which facilities, buildings or portions of buildings are hereafter constructed or moved into or within the jurisdiction. Prior to development of a project, the fire code official may require the flow testing of fire hydrants adjacent to the proposed development in order to determine adequacy of fire flow.

507.2 Type of Water Supply. A water supply shall consist of reservoirs, pressure tanks, elevated tanks, water mains or other fixed systems capable of providing the required flow.

507.2.1 Private fire service mains. Private fire service mains and appurtenance shall be installed in accordance with NFPA 24.

507.2.2 Water tanks. Water tanks for private fire protection shall be installed in accordance with NFPA 22.

507.3 Fire Flow. Fire Flow requirements for buildings or portions of buildings and facilities shall be determined by an approved method *or Appendix B*. For the purposes of this section, an "approved water supply" shall mean the following:

1. Residential Requirement. All residential buildings containing ten (10) or less dwelling units shall be served by a fire flow of 750 gpm at a residual pressure of 20 psi when flowing. Fire-flow requirements may be modified downward by the fire code official for isolated buildings or the installation of approved fire protection devices, but in no case shall the fire flow be less than 500 gpm at a residual pressure of 20 psi. Residential buildings containing eleven (11) or more dwelling units shall be served by fire flows in compliance with the commercial requirements below.

2. Commercial Requirement. A fire flow of 1,250 gpm at a residual pressure of 20 psi when flowing will be required.

507.4 Water Supply Test. The fire code official shall be notified prior to the water supply test. Water supply tests shall be witnessed by the fire code official or approved documentation of the test shall be provided to the fire code official prior to final approval of the water supply system.

507.5 Fire hydrant systems. Fire hydrant systems shall comply with Sections 507.1 through 507.5.6 *and Appendix C or by an approved method*. For purposes of this section, "an approved method" shall mean the following:

507.5.1 Where Required, Commercial. A commercial hydrant to Santa Barbara City standards must be located within 300 feet of all portions of a facility or building as measure by an approved route around the exterior of the facility or building. Where a portion of the facility or building is hereafter constructed or moved into or within the jurisdiction is more than 300 feet from a hydrant on a fire apparatus road, as measured by an approved route around the exterior of the facility or building, the fire code official may require on-site hydrants or another approved mitigation method.

507.5.1.1 Where Required, Residential. For Group R-3, Group U and Group R-2 occupancies containing ten (10) or less dwelling units, a residential hydrant to Santa Barbara City standards must be located within 500 feet of all portions of a facility or building as measure by an approved route around the exterior of the facility or building. Where a portion of the facility or building is hereafter constructed or moved into or within

the jurisdiction is more than 500 feet from a hydrant on a fire apparatus road, as measured by an approved route around the exterior of the facility or building, the fire code official may require on-site hydrants or another approved mitigation method.

507.5.2 Inspection, Testing and maintenance. Fire hydrant systems shall be subject to such periodic tests as required by the fire code official. Fire hydrant systems shall be maintained in an operative condition at all times and shall be repaired where defective. Additions, repairs, alterations and servicing shall be in accordance with approved standards.

507.5.3 Private fire service mains and water tanks. Private fire service mains and water tanks shall be periodically inspected, tested and maintained in accordance with Title 19 California Code of Regulations Chapter 5.

507.5.4 Obstruction. Posts, fences, vehicles, growth, trash, storage and other materials or objects shall not be placed or kept near fire hydrants, fire department inlet connections or fire protection system control valves in a manner that would prevent such equipment or fire hydrants from being immediately discernible. The fire department shall not be deterred or hindered from gaining immediate access to fire protection equipment or fire hydrants.

507.5.5 Clear space around hydrants. A 3-foot (914 mm) clear space shall be maintained around the circumference of fire hydrants except as otherwise required or approved.

507.5.6 Physical protection. Where fire hydrants are subject to impact by a motor vehicle, guard posts or other approved means shall comply with Section 312.

K. Section 903.2 "Where required" is amended to add Section 903.2.19 to read as follows:

903.2.19 Local Requirements. Approved automatic sprinkler systems shall be installed throughout buildings and structures as specified elsewhere in this Section 903.2 or as specified in this Section 903.2.19, whichever is more protective:

903.2.19 .1 New Buildings, Generally. The construction of a new building containing any of the following occupancies: A, B, E, F, H, I, L, M, R, S or U.

Exceptions: A new building containing a Group U occupancy that is constructed in the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 500 square feet of floor area. A new building containing a U occupancy that is constructed outside the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 5000 square feet of floor area.

903.2.19.2 New Buildings in the High Fire Hazard Area. The construction of any new building within the City's designated High Fire Hazard Area.

Exception: A new building containing a Group U occupancy that is constructed in the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 500 square feet of floor area.

903.2.19.3 Additions to Buildings Other than Single Family Residences. The addition of floor area to an existing building that contains any occupancy other than Group R, Division 3.

903.2.19.4 Remodels of Buildings Other than Single Family Residences. The remodel or alteration of the interior of an existing building that contains any occupancy other than Group R, Division 3, where the floor area of the portion of the building that is modified or altered exceeds 50% of the existing floor area of the building. For purposes of this section, all modifications or alterations to an existing building that occur after the effective date of the ordinance adopting this section shall be counted in the aggregate toward the 50% threshold measured against the floor area of the building as it existed on the effective date of the ordinance adopting this section.

903.2.19.5 Change of Occupancy to a Higher Hazard Classification. Any change of occupancy in an existing building where the occupancy changes to a higher hazard classification

903.2.19.6 Computation of Square Footage. For the purposes of this Section 903.2.19, the floor area of buildings shall be computed in accordance with the definition of "Floor area, Gross" provided in Section 1002.1 of the California Building Code.

903.2.19.7 Existing use. Any existing building not classified as Group R, Division 3, in existence at the time of the effective date of this code may have their use continued if such use was legal at the time. Additions to existing buildings shall require an automatic fire sprinkler system installed throughout, including areas not previously protected.

L. Section 907 "Fire Alarm and Detection Systems" is amended to add Section 907.2.27 to read as follows:

907.2.27 Mixed Use Occupancies. Where residential occupancies are combined with commercial occupancies, a fire alarm system shall be installed which notifies all occupants in the event of a fire. The system shall include automatic smoke detection throughout the commercial and common areas. In addition, a notification system shall be installed in a manner and location approved by the fire code official that indicates the presence of residential dwelling units in accordance with Municipal Code Section 8.04.030.B.

M. Section 3301 "General" is amended to add Sections 3301.2, 3301.3, and 3301.4 to read as follows:

Section 3301.2 Explosives and Blasting Agents. Storage of explosives and blasting agents is restricted to the A-I (Airport Industrial) zone.

Section 3301.3 Prohibition. The manufacturing, possession, storage, sale, use and handling of fireworks are prohibited in the City of Santa Barbara.

Exceptions: Commercial, theatrical and group entertainment productions as permitted by the fire code official and in accordance with Title 19, California Code of Regulations, Chapter 6. Fireworks.

Section 3301.4 Seizure: The fire code official is authorized to seize, take, remove or caused to be removed at the expense of the owner all stock of fireworks offered or exposed for sale, stored or held in violation of this ordinance and Title 19, Chapter 6.

N. **Section 4901 “General”** is amended to read as follows:

Section 4901.1 Scope. The mitigation of conditions where a wildfire burning in vegetative fuels may readily transmit fire to buildings and threaten to destroy life, overwhelm fire suppression capabilities, or result in large property losses shall comply with this chapter. In addition, this section is intended to prevent the occurrence of fires and to provide adequate fire-protection facilities to control the spread of fire which might be caused by recreational, residential, commercial, industrial or other activities conducted in Urban Wildland Interface Areas as defined by the City of Santa Barbara Wildland Fire Plan.

Section 4901.2 Purpose. The purpose of this code is to provide minimum standards to increase the ability of a building to resist the intrusion of flame or burning embers being projected by a vegetation fire and contributes to a systematic reduction in conflagration losses through the use of performance and prescriptive requirements. In addition, the purpose of this code is to prevent the occurrence of fires and to provide adequate fire-protection facilities to control the spread of fire which might be caused by recreational, residential, commercial, industrial or other activities conducted in Urban Wildland Interface Areas.

Section 4901.3 Policy. The policy direction for the City of Santa Barbara Wildland Urban Interface Area is established by the City of Santa Barbara Wildland Fire Plan, approved by City Council in January of 2004.

O. **Section 4902 “Definitions”** is amended to add the following definitions and to amend the definition of Wildland-Urban Interface Fire Area to read as follows:

Spark Arrester is defined as a device constructed of non-flammable materials specifically for removing and retaining carbon and other flammable particles over 0.0232 inches in size from the exhaust flow of an internal combustion engine operated by hydrocarbons.

Tracer is any bullet or projectile incorporating a feature which marks or traces the flight of said bullet or projectile by flame, smoke or other means which result in fire or heat.

Tracer Charge is any bullet or projectile incorporating a feature designed to create a visible or audible effect by means which result in fire or heat and shall include any incendiary bullets and projectiles.

Wildland-Urban Interface Fire Area is a geographical area identified by the state as a “Fire Hazard Severity Zone” in accordance with the Public Resources Code Sections 4201 through 4204 and Government Code Sections 51175 through 51189, or other areas designated by the enforcing agency to be at a significant risk from wildfires. See Article 86B for the applicable referenced Sections of the Government Code and the Public Resources Code. The City of Santa Barbara Wildland Fire Plan, approved by City Council in January of 2004 outlines the Wildland Urban Interface Areas within the City of Santa Barbara’s local jurisdiction. For purposes of this code, Wildland Urban Interface Areas and High Fire Hazard Areas are interchangeable.

P. **Section 4903 “Plans”** is amended to read as follows:

4903.1 General. When required by the fire code official, a fire protection plan shall be prepared for parcels within Urban Wildland Interface Areas.

4903.2 Content. The plan shall be based on site specific wildfire hazard and risk assessment that includes considerations of location, topography, aspect, flammable vegetation, climatic conditions and fire history. The plan shall address water supply, access, building construction and fire-resistance factors, fire protection systems and equipment, evacuation, defensible space and vegetation management. The plan shall also address any off site factors listed above that affect the project area.

4903.3 Cost. The cost of fire protection plan preparation and review shall be the responsibility of the applicant.

4903.4 Plan retention. The fire protection plan shall be retained by the fire code official.

Q. **Section 4904 “Fire Hazard Severity Zones”** is amended to add Section 4904.1.1 to read as follows:

4904.1.1 Local Land Classification. Lands in the local jurisdiction are classified by the Fire Code Official in accordance with the City of Santa Barbara Wildland Fire Plan (May 2004).

R. **Section 4906 “Hazardous Vegetation and Fuel Management”** is amended to add Section 4906.1.1 to read as follows:

4906.1.1 General. The City of Santa Barbara Wildland Fire Plan identifies vegetation management areas that pose an increased threat to the community during a wildland fire. Within these areas the fire code official has the authority to work with property owners to reduce the amount of flammable vegetation outside the defensible space areas. These

areas include both City and Private lands. Standards for vegetation management are specified in the City of Santa Barbara Wildland Fire Plan.

S. **Section 4907 “Defensible Space”** is amended to read as follows:

4907.1.1 General. Persons owning, leasing, controlling, operating or maintaining buildings or structures in, upon or adjoining hazardous fire areas, and persons owning, leasing or controlling land adjacent to such buildings or structures, shall follow defensible space requirements outlined in 4907.1 through 4907.9. For purposes of this section, defensible space requirements shall apply to persons owning, leasing or controlling land with hazardous vegetation that is within the defensible space of structures on adjacent properties.

4907.2 Distance Requirements: Maintain an effective firebreak by removing and clearing away flammable vegetation and combustible growth from areas within 30 to 150 feet of such buildings or structures as outlined in the following zones;

- | | |
|---------------------|---|
| 1. Coastal Interior | 30 to 50 feet brush clearance from structures |
| 2. Coastal | 50 to 70 feet brush clearance from structures |
| 3. Foothill | 100 feet brush clearance from structures |
| 4. Extreme Foothill | 150 feet brush clearance from structures |

Exceptions:

1. Single specimens of trees, ornamental shrubbery or similar plants used as ground covers, provided that they do not form a means of rapidly transmitting fire from the native growth to any structure.

2. Grass and other vegetation located more than 30 feet (9144 mm) from buildings or structures and less than 18 inches (457 mm) in height above the ground need not be removed where necessary to stabilize the soil and prevent erosion.

4907.3 Chimney Clearance. Remove portions of trees which extend within 10 feet (3048 mm) of the outlet of a chimney,

4907.4 Overhanging Trees. Maintain trees adjacent to or overhanging a building free of deadwood.

4907.5 Roof Debris. Maintain the roof of a structure free of leaves, needles or other dead vegetative growth.

4907.6 Additional Clearance Requirements. Within any high fire hazard zone additional brush clearance may be required on slopes greater than 30%. Slopes ranging between 30 and 40 % slope may require 200 feet clearance. Slopes ranging from 41 to 60% may require 250 to 300 foot clearance.

4907.7 High Fire Hazard Area Fire Safe Landscaping. All parcels in the Wildland Urban Interface Areas must meet defensible space requirements as outline in 4907.1.

Defensible Space requirements can be met through fire safe landscaping in accordance with Wildland Fire Plan, Appendix E (High Fire Hazard Landscape Guidelines). Fire safe landscaping requirements shall be utilized on all parcels within the Wildland Urban Interface Areas.

4907.7.1 New Development. New developments in the wildland urban interface area must submit Landscape Plans for review by the Fire Code Official. Landscaping shall meet the Defensible Space distances as outlined in the Wildland Fire Plan, Appendix E (High Fire Hazard Defensible Space Requirements). All landscape plant species must be fire resistant as described in the Wildland Fire Plan, Appendix E (High Fire Hazard Landscape Guidelines).

4907.8 Vegetation Road Clearance. The owner, occupant or other person in control of any real property (vacant or developed) in, upon, or adjoining hazardous fire areas, and the owner, occupant or other person in control of real property adjacent to such property shall:

1. Maintain an area cleared of flammable vegetation and other combustible growth for a distance of 10 feet on each side of portions of highways and private streets which are improved, designed or ordinarily used for vehicular traffic.

Exception: Single specimens of trees, ornamental shrubbery or cultivated ground cover such as green grass, ivy, succulents or similar plants used as ground covers, provided they do not form a means of readily transmitting fire.

2. Maintain an area cleared of all overhanging vegetation for a vertical clearance of not less than 13 feet 6 inches within the full portion of highways and private streets which are improved, roadway and one foot (1 foot) on each side from the edge of the drivable roadway.

4907.9 Unusual Circumstances. If the fire code official determines that difficult terrain, danger or erosion or other unusual circumstances make strict compliance with the clearance of vegetation provisions of Sections 4907 undesirable or impractical, enforcement thereof may be suspended and approved alternative measures shall be provided.

T. **Section 4908 “Trespassing On Posted Property”** is added to Chapter 49 to read as follows:

4908.1 General. When the fire code official determines that a specific area within a wildland urban interface area presents an exceptional and continuing fire danger because of the density of natural growth, difficulty of terrain, proximity to structures or accessibility to the public, such areas shall be closed until changed conditions warrant termination of closure. Such areas shall be posted as hereinafter provides.

4908.2 Signs. Approved signs prohibiting entry by unauthorized persons and referring to Section 4908.1 shall be placed on every closed area pursuant to this section.

4908.3 Trespassing. Entering and remaining within areas closed and posted is prohibited.

Exception: Owners and occupiers of private or public property within closed and posted areas, their guests or invitees, and local, state and federal public officers and their authorized agents acting in the course of duty.

4908.4 Tampering With Fire Department Locks, Barricades And Signs Locks, barricades, seals, cables, signs and markers installed within wildland urban interface areas, by or under the control of the fire code official, shall not be tampered with, mutilated, destroyed or removed. Gates, doors, barriers and locks installed by or under the control of the fire code official shall not be unlocked.

U. **Section 4909 “Ignition Sources”** is added to Chapter 49 to read as follows:

4909.1 General. Control of ignition sources in wildland urban interface areas shall be in accordance with 4909.1 through 4909.12.

4909.2 Smoking. Lighting, igniting or otherwise setting fire to or smoking tobacco, cigarettes, pipes or cigars in wildland urban interface areas is prohibited.

Exception: Place of habitation or within the boundaries of established smoking areas or campsites as designated by the fire code official.

4909.3 Spark Arresters. Chimney’s used in conjunction with fire places, barbeques or heating appliances in which solid or liquid fuels is used, upon buildings, structures or premises located within 200 feet of wildland urban interface areas, shall be provided with a spark arrestor constructed with heavy wire mesh or other non-combustible material with openings not to exceed 1/2 inch.

4909.4 Suppression Equipment for Gasoline-Fueled Internal Combustion Engines- Off Road Vehicles. No person shall use or operate any internal combustion engine which operates on hydrocarbon fuels on any forest, brush, or grass covered land without providing, and maintaining in good working order, a spark arrester attached to the exhaust system, except for motorcycles, vehicles equipped with a muffler as defined by the California Vehicle Code, such as motor trucks, truck tractors, buses, and passenger vehicles are not subject to the provisions of this section. Spark arresters affixed to the exhaust of engines shall not be placed or mounted in such a manner as to allow flames or heat from the exhaust system to ignite any flammable material.

4909.5 Suppression Equipment For Gasoline-Fueled Internal Combustion Engines- Tools. No person shall use or operate any portable saw, auger, drill, tamper or other portable tool powered by a gasoline-fueled internal combustion engine on or near any forest, brush, grass covered land, within 25 feet from any flammable material without providing at the immediate location a round point shovel or a 2A 10 BC fire extinguisher. The above tools shall at no time be farther than 25 feet, with unrestricted access, from the operator to the point of operation.

4909.6 Tracer Bullets, Tracer Charges, Rockets And Model Aircraft. Tracer bullets and tracer charges shall not be possessed, fired or caused to be fired into or across wildland urban interface areas. Rockets, model airplanes, gliders and balloons powered with an engine, propellant or other feature liable to start or cause fire shall not be fired or projected into or across wildland urban interface areas.

4909.7 Apiaries. Lighted and smoldering material shall not be used in connection with smoking bees in or upon wildland urban interface areas except by permit from the fire code official.

4909.8 Open Flame Devices. Welding torches, tar pots, decorative torches and other devices, machines or processes liable to start or cause fire shall not be operated or used in or upon wildland urban interface areas, except by permit from the fire code official.

Exception: Use within habited premises or designated campsites which are a minimum of 30 feet from grass, grain, brush or forested areas.

4909.9 Outdoor Fires. Outdoor fires shall not be built, ignited or maintained in or upon wildland urban interface areas, except by permit from the fire code official. Permits shall incorporate such terms and conditions which will reasonably safeguard public safety and property. Outdoor fires shall not be built, ignited or maintained in or upon wildland urban interface areas under the following conditions:

1. When high winds are blowing,
2. When a person age 17 or over is not present at all times to watch and tend fire, or
3. When the fire code official declares a Red Flag Fire Alert.

Exception: Outdoor fires within habited premises or designated campsites where such fires are built in a permanent barbeque, portable barbeque, outdoor fireplace or grill and are a minimum of 30 feet from grass, grain, brush or forested areas.

4909.10 Outdoor Fireplaces and Barbeques. Permanent barbeques, portable barbeques, outdoor fireplaces or grills shall not be used for the disposal of rubbish, trash, or combustible waste material. Permanent barbeques outdoor fireplaces, portable barbeques and grills shall be maintained in good repair and in a safe condition at all times. Openings in such appliances shall be provided with an approved spark arrester, screen, or door.

Exception: When approved, unprotected openings in barbeques and grills necessary for proper functioning.

4909.11 Dumping. Garbage, cans, bottles, papers, ashes, refuse, trash, rubbish or combustible waste material shall not be placed, deposited or dumped in or upon wildland urban interface areas or in, upon or along trails, roadways or highways in wildland urban interface areas.

Exception: Approved public and private dumping areas.

4909.12 Disposal Of Ashes. Ashes and coals shall not be placed, deposited or dumped in or upon wildland urban interface areas.

Exception: (1) In the hearth of an established fire pit, camp stove or fireplace, (2) In a noncombustible container with a tight fitting lid, which is kept or maintained in a safe location not less than 10 feet from combustible vegetation or structures, (3) Where such ashes or coals are buried and covered with 1 foot of mineral earth not less than 25 feet from combustible vegetation or structures.

4909.13 Use Of Fire Roads And Firebreaks. Motorcycles, motor scooters and motor vehicles shall not be driven or parked upon, and trespassing is prohibited upon, fire roads or firebreaks beyond the point where travel is restricted by a cable, gate or sign, without the permission of the property owners. Vehicles shall not be parked in a manner which obstructs the entrance to a fire road or firebreak.

Exception: Public officers acting within their scope of duty.

SECTION 4. Section 8.04.030 of the Santa Barbara Municipal Code is amended to read as follows:

8.04.030 Fire Prevention Development Standards

A. **Fire Zone 2.** Buildings or portions of buildings constructed within the boundaries of Fire Zone 2, as designated by the fire code official and shown on a map on file with the City Clerk and the Community Development Department, shall provide a ten thousand (10,000) gallon water tank to be used for fire protection purposes only, designed, installed and maintained in a manner approved by the fire code official, incorporating each of the following additional features in its construction:

1. All fire department access complies with the requirements of Section 503 of the International Fire Code (2009 Edition) as amended by this Chapter; and
2. All plantings used for landscaping within one hundred–fifty feet (150') of any structure must be fire resistant; and
3. All native brush, shrubs and grasses are kept cleared to within one hundred–fifty feet (150') of any structure; and
4. Residential fire sprinklers are installed in any building used for sleeping or cooking according to National Fire Protection Association Residential Standards.

B. **Mixed Use Occupancy Notification System.** Signs shall be installed in a manner and in locations approved by the fire code official indicating the presence of residential

dwelling units in buildings of mixed-use occupancy. Required signs shall be clearly visible from the front of the building and conform to the following criteria:

1. All signs shall begin with the letter **R** followed by a hyphen.
2. **R** - shall be followed by cardinal numbers denoting the floors containing dwelling units. Example: **R-2** denotes dwelling units on the 2nd floor; **R-2-3** denotes dwelling units on the 2nd and 3rd floors.
3. Letters shall have a minimum of 4" high with a 1/2" wide stroke.
4. Letters shall contrast to their background.
5. Letters on glass shall be in reflective tape.
6. In the event that dwelling units are added or removed from floors, the required sign shall be updated prior to the occupancy of the altered floor space.

Example:

R-2

SECTION 5. Repeal of Previous Ordinance

Ordinance No. 5239 and 5498 are repealed.

SECTION 6. The provisions of this ordinance shall go into effect on January 1, 2011 at 12:01 a.m.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING SANTA BARBARA MUNICIPAL CODE CHAPTER 22.04, ADOPTING BY REFERENCE THE CALIFORNIA STATE BUILDING CODES AND OTHER RELATED CODES; ADOPTING LOCAL REVISIONS TO THOSE CODES; AND REPEALING ORDINANCE NUMBERS 5440 AND 5451

WHEREAS, uniform construction codes are developed and published every three years by the professional organization of building official experts;

WHEREAS, these codes are adopted by the State of California and by local communities with amendments pertinent to local conditions;

WHEREAS, the City of Santa Barbara relies on local ground and surface water for its local water supplies;

WHEREAS, drought conditions are common occurrences within Santa Barbara and the surrounding areas;

WHEREAS, local topography and climate present unique fire hazard and fire abatement conditions;

WHEREAS, local geological conditions present unique geophysical hazards; and

WHEREAS, the City Council of the City of Santa Barbara finds that such local geological, topographic and climatic conditions warrant certain amendments to the model uniform codes related to construction.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 22.04.010 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.010 Adoption of California Codes by Reference.

Subject to the amendments specified in Sections 22.04.020 through 22.04.070, the following Codes, certain appendix chapters, and the standards and secondary codes referenced therein are adopted and shall be known as the City of Santa Barbara Building Code.

A. The “California Administrative Code” (2010 Edition), as published by the International Code Council (also known as Part 1 of Title 24 of the California Code of Regulations).

B. The “California Building Code” (2010 Edition), as published by the International Code Council (also known as Part 2 of Title 24 of the California Code of Regulations), including Appendix Chapters B, G, I & J.

C. The “California Residential Code” (2010 Edition), as published by the International Code Council (also known as Part 2.5 of Title 24 of the California Code of Regulations) excluding all appendices.

D. The “California Electrical Code” (2010 Edition), as based on the 2008 National Electrical Code (also known as Part 3 of Title 24 of the California Code of Regulations).

E. The “California Mechanical Code” (2010 Edition), as based on the 2009 Uniform Mechanical Code, as published by the International Association of Plumbing and Mechanical Officials (also known as Part 4 of Title 24 of the California Code of Regulations).

F. The “California Plumbing Code” (2010 Edition), as based on the 2009 Uniform Plumbing Code as published by the International Association of Plumbing and Mechanical Officials (also known as Part 5 of Title 24 of the California Code of Regulations), including the Installation Standards and Appendix Chapters G & K.

G. The “California Energy Code” (2010 Edition), as published by the International Code Council (also known as Part 6 of Title 24 of the California Code of Regulations).

H. The “California Historical Building Code” (2010 Edition), as published by the International Code Council (also known as Part 8 of Title 24 of the California Code of Regulations).

I. The “California Existing Building Code” (2010 Edition), as published by the International Code Council (also known as Part 10 of Title 24 of the California Code of Regulations).

J. The “California Green Building Code” (2010 Edition), as published by the International Code Council (also known as Part 11 of Title 24 of the California Code of Regulations).

K. The “International Property Maintenance Code” (2009 Edition), as published by the International Code Council.

L. The “Uniform Code for the Abatement of Dangerous Buildings” (1997 Edition), as published by the International Code Council.

SECTION 2. Section 22.04.020 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.020 Amendments to the California Building Code.

The California Building Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.020.

A. Section 105.1 of the California Building Code is amended by adding Sections 105.1.3 and 105.1.4 to read as follows:

105.1.3 Paving and Striping. Building permits shall be required for all paving, re-paving (including slurry coating), striping, re-striping, signage, and re-signage of parking spaces in parking lots and structures. Accessible parking spaces, access aisles, and signage shall be provided that meets currently adopted codes.

105.1.4 Demolition Permits. Permits shall be required to demolish any building, portion of a building, or structure within the City of Santa Barbara and shall be subject to the following conditions:

1. The applicant shall have all gas, electric, and water meters removed by the appropriate utility company, except such services that are approved for required use in connection with the work of demolition. The applicant shall also have a Project Clearance form signed by the utility company representatives and the Santa Barbara County Air Pollution Control District prior to the permit being issued. Exception: Portions of buildings which will not be demolished where the electrical, gas, and water services and meters are not affected.

2. All resulting building debris, trash, junk, vegetation, dead organic matter, rodent harborage, or combustible material that constitutes a threat to life, health, or property, or is detrimental to the public welfare or which may reduce adjacent property value shall be removed from the site within thirty (30) days after the demolition of the structure.

B. Section 105.2 of the California Building Code is amended to read as follows:

Section 105.2 Work exempt from permit. Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

Building:

1. One-story detached residential accessory structures used as tool and storage sheds, playhouses, portable and fixed playground equipment, bicycle or skateboard ramps and similar uses, provided the floor area does not exceed 120 square feet (11 m²) and the height does not exceed ten (10) feet at the highest point; and further provided the structure does not encroach into required setbacks or required open yards, does not obstruct required parking, and is not served by any utilities. The combined square footage of exempt accessory structures may not exceed 200 square feet on any single parcel.

2. Residential fences and walls not over 3 ½ feet high, as measured from the lowest adjacent grade within 5 feet of the fence or wall, that do not adversely affect drainage or cause erosion.

3. Freestanding or movable cases, counters, and interior partitions not over 5 feet 9 inches in height, and not containing or requiring connections to electrical power or plumbing systems. A layout plan may be required as part of a tenant improvement project to ensure that the locations of these units does not interfere with the required exit and/or accessible paths of travel.

4. Residential retaining walls which are not over 4 feet in height as measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding flammable liquids, is installed on a slope 20% or greater, or the wall will tend to adversely affect drainage or cause increased erosion.

5. Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons and the ratio of height to diameter or width does not exceed 2:1.

6. Uncovered residential platforms, decks, porches, walks, and similar structures not more than 18 inches above adjacent grade, and not over any basement or story below.

7. Interior painting, papering, and similar finish work.

8. Temporary motion picture, television, and theater stage sets and scenery.

9. Ground mounted radio, television and other masts or antenna or dish shaped communication reception or transmitting structures less than 3 feet in diameter, which do not extend more than 15 feet above grade and are not served by electrical circuits regulated under the National Electrical Code (NEC). Light-weight roof-mounted radio, television, and other masts or antenna or dish shaped communication reception or transmitting structures less than 2 feet in diameter, which do not extend more than 15 feet above the roof, are not served by electrical circuits regulated under the NEC, and which are not subject to design review by the Architectural Board of Review, Historic Landmarks Commission, or Single Family Design Board.

10. Permit applications shall be submitted for other miscellaneous and minor work; however, work which does not exceed \$300 in valuation may be exempted by the Chief Building Official from permits and inspections.

Electrical:

Repairs and maintenance. Minor repair work, including the replacement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles.

Radio and television transmitting stations. The provisions of this code shall not apply to electrical equipment used for radio and televisions transmissions, but do apply to equipment and wiring for power supply and installations of towers and antennas.

Temporary testing systems. A permit shall not be required for the installation of any temporary system required for the testing or servicing of electrical equipment or apparatus.

Gas:

1. Portable heating appliance.

2. Replacement of any minor part that does not alter approval of equipment or make such equipment unsafe.

Mechanical:

1. Portable heating appliance.

2. Portable ventilation equipment.

3. Portable cooling unit.
4. Steam, hot or chilled water piping within any heating or cooling equipment regulated by this code.
5. Replacement of any part that does not alter its approval or make it unsafe.
6. Portable evaporative cooler.
7. Self-contained refrigeration system containing 10 pounds (5 kg) or less of refrigerant and actuated by motors of 1 horsepower (746 W) or less.

Plumbing:

1. The stopping of leaks in drains, water, soil, waste or vent pipe, provided, however, that if any concealed trap, drain pipe, water, soil, waste or vent pipe becomes defective and it becomes necessary to remove and replace the same with the new material, such work shall be considered as new work and a permit shall be obtained and inspection made as provided in this code.
2. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures and the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes or fixtures.

C. Section 105.4 of the California Building Code is amended by adding Section 105.4.1 to read as follows:

105.4.1 Issuance. All work authorized by building permit for other than R-3, U-1 or U-2 occupancies shall be issued to an appropriate contractor licensed in accordance with the provisions of California State Law.

D. Section 113 of the California Building Code is amended by deleting Section 113 in its entirety and readopting Section 113 to read as follows:

113. Board of Appeals. In order to hear and decide appeals of orders, decisions or determinations made by the Fire Code Official or Building Official relative to the application and interpretations of the technical codes, there shall be and is hereby created a Building and Fire Code Board of Appeals consisting of members who are qualified by experience and training to pass upon matters pertaining to building construction and building service equipment and who are not employees of the jurisdiction. The Fire Code Official or the Building Official shall be ex officio members and shall act as secretary to said Board but shall have no vote upon any matter before the Board. The Building and Fire Code Board of Appeals shall be appointed by the City Council and shall hold office at its pleasure. The Board shall abide by the rules and procedures in Appendix B of this code and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Fire Code Official or Building Official. This Board shall serve as the appeals boards defined in Section 1.8.8 and 1.9.1.5.

E. Section 701A.1 of the California Building Code is amended to read as follows:

701A.1 Scope. This chapter applies to building materials, systems and/or assemblies used in the exterior design and construction of new buildings, remodels or additions to existing buildings located within a Wildland-Urban Interface Fire Area as defined in Section 702A and 701A.3.1 Item #3.

F. Section 701A.3 of the California Building Code is amended to read as follows:

701A.3 Application. New buildings, remodeled buildings or additions to existing buildings in any Fire Hazard Severity Zone or Wildland-Urban Interface Area designated by the enforcing agency constructed after the application date shall comply with this chapter.

Exception: Accessory and/or Group U occupancy buildings may be exempted from all or portions of this chapter upon approval of the Fire Marshall and/or Chief Building Official.

G. Section 705A.2 of the California Building Code is deleted in its entirety and readopted to read as follows:

705A.2 Roof Coverings. Roof coverings on new buildings shall be class A noncombustible in accordance with adopted UBC Standards or otherwise as may be approved by the Chief Building Official. Roof coverings shall be class A or noncombustible fire retardant materials on existing buildings and additions or repairs to existing buildings. Treated or untreated wood shakes or shingles shall not be permitted, except on existing structures which are constructed with shake or shingle roofs where less than 20% of the existing roof is being replaced within a two (2) year period, provided such replacement roofing is fire retardant treated wood shakes or shingles.

H. Section 705A.4 of the California Building Code is amended to read as follows:

705A.4 Roof Gutters. Roof gutters shall be provided with the means to prevent the accumulation of leaves and debris in the gutter. All roof gutters and downspouts shall be constructed of non-combustible materials.

I. Section 705A of the California Building Code is amended by adding Section 705A.5 "Drip Edge Flashing" to read as follows:

705A.5 Drip Edge Flashing. When drip edge flashing is used at the free edges of roofing materials, it shall be non-combustible.

J. Section 706A.2 "Requirements" of the California Building Code is amended to read as follows:

706A.2 Requirements. Ventilation openings for enclosed attics, enclosed eave soffit spaces, enclosed rafter spaces formed where ceilings are applied directly to the underside of roof rafters, and underfloor ventilation openings shall be fully covered with metal wire mesh, vents, other materials, or other devices that meet the following requirements:

1. The dimensions of the openings therein shall be a minimum of 1/16th inch (1.6 mm) and shall not exceed 1/8th inch (3.2mm).

2. The materials used shall be noncombustible.

Exception to item #2: Vents located under the roof covering, along the ridge of roofs, with the exposed surface of the vent covered by noncombustible wire mesh, may be of combustible materials.

3. The materials used shall be corrosion resistant.

4. Turbine attic vents shall be equipped to allow one-way direction rotation only and shall not free spin in both directions.

5. Ventilation openings protected with vent openings that resist the intrusion of flame and embers, and which are listed by the State Fire Marshal, are exempt from complying with this sub-section.

K. Section 707A.3 of the California Building Code is amended to read as follows:

707A.3 Exterior Walls. The exterior wall covering or wall assembly shall comply with one of the following requirements;

1. Noncombustible material

2. Ignition-resistant material

3. Heavy-timber exterior wall assembly

4. Log wall construction assembly

5. Wall assemblies that meet the performance criteria in accordance with the test procedures for a 10-minute direct flame contact exposure test set forth in SFM Standard 12-7A-1.

L. Section 708A.2 "Exterior Glazing" of the California Building Code is amended to read as follows:

708A.2 Exterior glazing. The following exterior glazing materials and/or assemblies shall comply with this section:

1. Exterior windows and/or skylights.

2. Exterior glazed doors.

3. Glazed openings within exterior doors.

4. Glazed openings within exterior garage doors.

5. Exterior structural glass veneer.

6. Glazing frames made of vinyl materials shall have welded corners, metal reinforcement in the interlock area, and be certified to the most current edition of ANSI/AAMA/NWDA 101/I.S.2 structural requirements.

M. Section 903.2 "Where required" of the California Building Code is amended to add Section 903.2.19 to read as follows:

903.2.19 Local Requirements. Approved automatic sprinkler systems shall be installed throughout buildings and structures as specified elsewhere in this Section 903.2 or as specified in this Section 903.2.18, whichever is more protective:

903.2.19 .1 New Buildings, Generally. The construction of a new building containing any of the following occupancies: A, B, E, F, H, I, L, M, R, S or U.

Exceptions: A new building containing a Group U occupancy that is constructed in the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 500 square feet of floor area. A new building containing a U occupancy that is constructed outside the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 5000 square feet of floor area.

903.2.19.2 New Buildings in the High Fire Hazard Area. The construction of any new building within the City's designated High Fire Hazard Area.

Exception: A new building containing a Group U occupancy that is constructed in the City's designated High Fire Hazard Area is not required to provide a sprinkler system as long as the building does not exceed 500 square feet of floor area.

903.2.19.3 Additions to Buildings Other than Single Family Residences. The addition of floor area to an existing building that contains any occupancy other than Group R, Division 3.

903.2.19.4 Remodels of Buildings Other than Single Family Residences. The remodel or alteration of the interior of an existing building that contains any occupancy other than Group R, Division 3, where the floor area of the portion of the building that is modified or altered exceeds 50% of the existing floor area of the building. For purposes of this section, all modifications or alterations to an existing building that occur after the effective date of the ordinance adopting this section shall be counted in the aggregate toward the 50% threshold measured against the floor area of the building as it existed on the effective date of the ordinance adopting this section.

903.2.19.5 Change of Occupancy to a Higher Hazard Classification. Any change of occupancy in an existing building where the occupancy changes to a higher hazard classification.

903.2.19.6 Computation of Square Footage. For the purposes of this Section 903.2.18, the floor area of buildings shall be computed in accordance with the definition of "Floor area, Gross" provided in Section 1002.1 of the California Building Code.

903.2.19.7 Existing use. Any existing building not classified as Group R, Division 3, in existence at the time of the effective date of this code may have their use continued if such use was legal at the time. Additions to existing buildings shall require an automatic fire sprinkler system installed throughout, including areas not previously protected.

N. Section 907 of the California Building Code is amended to add Section 907.2.29 to read as follows:

907.2.29 Mixed Use Occupancies. Where residential occupancies are combined with commercial occupancies, a fire alarm system shall be installed which notifies all occupants in the event of a fire. The system shall include automatic smoke detection throughout the commercial and common areas. In addition, a notification system shall be installed in a manner and location approved by the fire code official that indicates the presence of residential dwelling units in accordance with Municipal Code Section 8.04.030 B.

O. Section 1208.4 of the California Building Code is amended to read as follows:

1208.4 Efficiency Dwelling Units. Unless modified by local ordinance pursuant to Health and Safety Code Section 17958.1, efficiency dwelling units shall comply with the following:

1. The unit shall have a living room of not less than 220 square feet (20.4 m²) of floor area. An additional 100 square feet (9.3 m²) of floor area shall be provided for each occupant of such unit in excess of two.

2. The unit shall be provided with a separate closet.

3. The unit shall be provided with a kitchen sink, cooking appliance and refrigeration facilities, each having a clear working space of not less than 30 inches (762 mm) in front. Light and ventilation conforming to this code shall be provided.

4. The unit shall be provided with a separate bathroom containing a water closet, lavatory and bathtub or shower.

5. Notwithstanding the provisions of subsection 1 above, for projects constructed or operated by a nonprofit or governmental agency offering housing at an Affordable Housing Cost to Lower Income Households (as those terms are defined in sections 50052.5 and 50079.5 of the California Health and Safety Code), the City may permit efficiency dwelling units for occupancy by no more than two persons who qualify as either very low or low income households where the units have a minimum useable floor area, (excluding floor area in the kitchen, bathroom and closet), of not less than 150 square feet. In all other respects, such efficiency dwelling units shall conform to the minimum standards specified in this code.

P. Table 1505.1 of the California Building Code is amended to read as follows:

**TABLE 1505.1
MINIMUM ROOF COVERING CLASSIFICATION
FOR TYPES OF CONSTRUCTION**

IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
B	B	B	B	B	B	B	B	B

Q. Section 1505.1.3 of the California Building Code is deleted in its entirety and readopted to read as follows:

1505.1.3 Roof coverings in all other areas. The roof covering or roofing assembly of any new building or the re-roofing of any existing building, regardless of type or occupancy classification, shall be no less than Class B, except that Group H, Division 1 and Group I occupancies shall be Class A. Treated or untreated wood shakes or shingles shall not be permitted, except on existing structures which are constructed with shake or shingle roofs where less than 20 % of the existing roof is being replaced within a two 2 year period, provided such replacement roofing is fire retardant treated wood shakes or shingles.

Exception: In the High Fire Hazard District, roof coverings shall be in accordance with Chapter 7A as amended.

R. Section 1704.1 of the California Building Code is amended to read as follows:

1704.1 General. Where application is made for construction as described in this section, the owner or the registered design professional in responsible charge acting as the owner's agent shall employ one or more special inspectors to provide inspections during construction on the types of work listed under Section 1704. These inspections are in addition to the inspections specified in Section 110.

The special inspector shall be a qualified person who shall demonstrate competence, to the satisfaction of the building official, for inspection of the particular type of construction or operation requiring special inspection. The registered design professional in responsible charge and engineers of record involved in the design of the project are permitted to act as the approved agency and their personnel are permitted to act as the special inspector for the work designed by them, provided those personnel meet the qualification requirements of this section to the satisfaction of the building official. The special inspector shall provide written documentation to the building official demonstrating his or her competence and relevant experience or training. Experience or training shall be considered relevant when the documented experience or training is related in complexity to the same type of special inspection activities for projects of similar complexity and material qualities. These qualifications are in addition to qualifications specified in other sections of this code.

Exceptions:

1. Special inspections are not required for work of a minor nature or as warranted by conditions in the jurisdiction as approved by the building official.
2. The provisions of Health and Safety Code Division 13, Part 6 and the California Code of Regulations, Title 25, Division 1, Chapter 3, commencing with Section 3000, shall apply to the construction and inspection of factory-built housing as defined in Health and Safety Code Section 19971.

S. Section 1707.3 of the California Building Code is amended to read as follows:

1707.3 Structural wood. Continuous special inspection is required during field gluing operations of elements of the seismic-force-resisting system. Periodic special inspection is required for nailing, bolting, anchoring and other fastening of components within the seismic-force-resisting system, including wood shear walls, wood diaphragms, drag struts, braces, shear panels and hold-downs.

Exceptions:

1. Special Inspection is not required for wood shear walls, shear panels and diaphragms, including nailing, bolting, anchoring and other fastening to other components of the seismic-force-resisting system, where the fastener spacing of the sheathing is more than 4 inches (102 mm) on center (o.c.).

2. Special Inspection is not required if the building is designed in accordance with Tables 2306.2.1(1), 2306.2.1(2) and 2306.3 assuming that the allowable shear values reflected in Tables 2306.2.1(1), 2306.2.1(2) and 2306.3 are reduced by 25%.

T. Section 3109 of the California Building Code is amended by deleting Sections 3109.1 through 3109.4.3 in their entirety, amending Sections 3109.4.4.2 and 3109.4.4.3 to read as follows, and adding Section 3109.4.4.9 to read as follows:

Sections 3109.1 through 3109.4.3 are deleted in their entirety.

Section 3109.4.4.2 Construction permit; safety features required. Commencing January 1, 2007, except as provided in Section 3109.4.4.5, whenever a building permit is issued for construction of a new pool or spa, or any building permit is issued for the remodeling of an existing pool or spa, at a private single family, duplex or townhouse building, in addition to an enclosure that meets the requirements of Section 3109.4.4.3, it shall also be equipped with at least one of the following six drowning prevention safety features:

1. The pool shall incorporate removable mesh pool fencing that meets American Society for Testing and Materials (ASTM) specifications F2286 standards in conjunction with a gate that is self-closing and self-latching and can accommodate a key lockable device.

2. The pool shall be equipped with an approved safety cover that meets all the requirements of ASTM Specification F 1346.

3. The residence shall be equipped with exit alarms on those doors providing direct access to the pool or spa.

4. All doors providing access to the pool shall be equipped with a self-closing, self-latching device with a release mechanism placed no higher than 54 inches above the floor.

5. Swimming pool alarms that, when placed in pools, will sound upon detection of accidental or unauthorized entrance into the water. These pool alarms shall meet and be independently certified to the ASTM Standard F 2208 "Standards

Specifications for Pool Alarms” which includes surface motion, pressure, sonar, laser and infrared type alarms. For purposes of this article, “swimming pool alarms” shall not include swimming protection alarm devices designed for individual use, such as an alarm attached to a child that sounds when the child exceeds a certain distance or becomes submerged in water.

6. Other means of protection, if the degree of protection afforded is equal to or greater than that afforded by any of the devices set forth in items 1-4, and have been independently verified by an approved testing laboratory as meeting standards for those devices established by the ASTM or the American Society of Testing Mechanical Engineers.

Section 3109.4.4.3 Enclosure; required characteristics. An enclosure shall have all of the following characteristics:

1. Any access gates through the enclosure open away from the swimming pool and are self-closing with a self-latching device placed no lower than 60 inches above the ground.
2. A minimum height of 60 inches.
3. A maximum vertical clearance from the ground to the bottom of the enclosure of 2 inches.
4. Gaps or voids, if any, do not allow the passage of a sphere equal to or greater than 4 inches in diameter.
5. An outside free of protrusions, cavities or other physical characteristics that would serve as handholds or footholds that could enable a child below the age of 5 years to climb.
6. Maximum mesh size for chain link fences shall be a 2 ¼ inch square unless the fence is provided with slats fastened at the top or bottom which reduce the openings to no more than 1 ¾ inch.

Section 3109.4.4.9 Fence Permits. Where new fencing is required because of pool installation, the permit for that fencing shall be obtained prior to, or concurrently with, the pool permit. No water shall be placed in any swimming pool prior to the installation of all safeguards required by this Chapter and the approval of all associated electrical and mechanical work.

U. Appendix B of the California Building Code is deleted in its entirety and readopted to read as follows:

B101.1 Application. The application for appeal shall be filed on a form obtained from the building official within 20 days after the notice was served.

B101.2 Membership of the Board. The City Council shall appoint individuals to an eligibility list. Appeals shall be scheduled before five members selected from the eligibility list by the Community Development Director or the Fire Chief as may be appropriate based on the subject matter.

B101.2.1 Quorum. It shall take a quorum of three members to hear an appeal and a majority vote of the Board convened to sustain an appeal.

B101.2.2 Chairperson. The chairperson shall be selected by the convened Board. The chairperson shall maintain order and conduct the meeting in accordance with Section B102 and B102.1.

B102 Rules and Procedures. The Chief Building Official or Fire Chief may use the procedure for "Conduct of Hearing Appeals" in accordance with Chapter 6 of the Uniform Code for the Abatement of Dangerous Buildings for appeals. The Board may elect alternate procedures by a unanimous vote of the convened Board as they may deem appropriate.

B102.1 Procedures. Appeal hearings shall be conducted substantially in accordance with the following format:

1. The Chairperson shall call the meeting to order.
2. The Chairperson shall note the Board members present for the minutes.
3. The Chairperson shall recognize the Chief Building Official or Fire Chief for presentation of the appeal. The Chief Building Official or the Fire Chief shall read his/her recommendation to the Board. This recommendation shall be the standing motion before the Board.
4. The Chairperson shall recognize the Appellant for presentation of rebuttals.
5. All witnesses must be called by either the Appellant or the Chief Building Official or the Fire Chief and may be questioned.
6. After a motion to amend, accept, or deny the standing motion has been made and seconded, the Board may entertain comments from the public.
7. The Board shall vote on the standing or amended motion.
8. The Chairperson shall adjourn the meeting at the end of business.
9. The Secretary shall prepare minutes for the record and shall serve as custodian of case records and said minutes.

B102.2 Meetings. The Board shall meet when needed to hear an appeal or when needed to transact business of the Board. Either the Chief Building Official or the Fire Chief or their designee shall act as Secretary of the Board.

B103 Alternatives. The Board may consider any alternate provided that it finds that the proposed design, material, method, or work offered is, for the purpose intended, at least the equivalent of that prescribed in the technical codes in accessibility, suitability, strength, effectiveness, fire resistance, durability, safety, and sanitation.

B104 Board Decisions. The decision of the Building and Fire Code Board of Appeals shall be final on all matters of appeals and shall become an order to the Appellant, Building Official or Fire Chief as may be appropriate.

V. Appendix J of the California Building Code is deleted in its entirety and readopted to read as follows:

J101. GRADING GENERAL

J101.1 Scope. The provisions of this chapter apply to grading, excavation and earthwork construction, including fills and embankments, and the control of grading site runoff, including erosion sediments and construction-related pollutants. The purpose of this appendix is to safeguard life, limb, property and the public welfare by regulating grading on private property.

J101.2 General Hazards. Whenever the Building Official determines that any existing excavation or embankment or fill on private property has become a hazard to life and limb, or endangers property, or adversely affects the safety, use or stability of a public way or drainage channel, the owner of the property upon which the excavation or fill is located, or other person or agent in control of said property, upon receipt of notice in writing from the Building Official, shall within the period specified therein repair or eliminate such excavation or embankment to eliminate the hazard and to be in conformance with the requirements of this code.

J101.3 Safety Precautions. If at any stage of the work the Building Official determines by inspection that further grading as authorized is likely to endanger any public or private property or result in the deposition of debris on any public way or interfere with any existing drainage course, the Building Official may order the work stopped by notice in writing served on any persons engaged in doing or causing such work to be done, and any such person shall forthwith stop such work. The Building Official may authorize the work to proceed if the Building Official finds adequate safety precautions can be taken or corrective measures incorporated in the work to avoid likelihood of such danger, deposition or interference.

If the grading work as done has created or resulted in a hazardous condition, the Building Official shall give written notice requiring correction thereof as specified in Section 109.6 of Appendix Chapter 1.

J101.4 Protection of Utilities. The owner of any property on which grading has been performed, and which requires a grading permit under Section J103, shall be responsible for the prevention of damage to any public utilities or services.

J101.5 Protection of Adjacent Property. The owner of any property on which grading, has been performed and which requires a grading permit under Section J103 is responsible for the prevention of damage to adjacent property and no person shall excavate on land sufficiently close to the property line to endanger any adjoining public street, sidewalk, alley, or other public or private property without supporting and protecting such property from settling, cracking or other damage which might result. Special precautions approved by the Building Official shall be made to prevent imported or exported materials from being deposited on the adjacent public way and/or drainage courses.

J101.6 Storm Water Control Measures. The owner of any property on which grading, has been performed and which requires a grading permit under Section J103 shall put into effect and maintain all precautionary measures necessary to protect adjacent water courses and public or private property from damage by erosion, flooding, and deposition of mud, debris, and construction-related pollutants originating from the site during grading and related construction activities as required in the City of Santa Barbara, Building & Safety Division's Erosion/Sedimentation Control Policy and/or any special conditions imposed on a project as a result of the issuance of a discretionary permit by the City.

J101.7 Maintenance of Protective Devices. The owner of any property on which grading has been performed pursuant to a permit issued under the provisions of this code, or any other person or agent in control of such property, shall maintain in good condition and repair all drainage structures and other protective devices when they are shown on the grading plans filed with the application for grading permit and approved as a condition precedent to the issuance of such permit.

J101.8 Conditions of Approval. In granting any permit under this code, the Building Official may include such conditions as may be reasonably necessary to prevent creation of a nuisance or hazard to public or private property. Such conditions may include, but shall not be limited to:

1. Improvement of any existing grading to comply with the standards of this code.
2. Requirements for fencing of excavations or fills which may otherwise be hazardous.
3. Storm water control measures beyond those required by Section J101.6 of this Appendix J.

SECTION J102 DEFINITIONS

J102.1 Definitions. For the purposes of this appendix chapter, the terms, phrases and words listed in this section and their derivatives shall have the indicated meanings.

APPROVAL. shall mean that the proposed work or completed work conforms to this chapter to the satisfaction of the Building Official.

AS-GRADED. is the extent of surface conditions on completion of the approved grading project.

BEDROCK. is in-place solid rock. is the relatively solid, undisturbed rock in place either at the ground surface or beneath superficial deposits of alluvium, colluvium and/or soil.

BENCH. A relatively level step excavated into earth material on which fill is to be placed.

BEST MANAGEMENT PRACTICE (BMP). is a stormwater pollution mitigation measure which is required to be employed in order to comply with the requirements of the NPDES permit issued to the City of Santa Barbara by the California Regional Water Quality Control Board.

BORROW is earth material acquired from an off-site location for use in grading on a site.

CIVIL ENGINEER is a professional engineer registered in the state to practice in the field of civil works.

CIVIL ENGINEERING is the application of the knowledge of the forces of nature, principles of mechanics and the properties of materials to the evaluation, design and construction of civil works.

COMPACTION. The densification of a fill by mechanical means.

CUT. See Excavation.

DESILTING BASINS are physical structures, constructed to allow the removal of sediments from surface water runoff.

DESIGN ENGINEER. Shall mean the civil engineer responsible for the preparation of the grading plans for the site grading work.

DOWN DRAIN. a device for collecting water from a swale or ditch located on or above a slope, and safely delivering it to an approved drainage facility

EARTH MATERIAL. is any rock, natural soil or fill or any combination thereof.

ENGINEERING GEOLOGIST. is a geologist experienced and knowledgeable in engineering geology. Shall mean a person holding a valid certificate of registration as a geologist in the specialty of engineering geology issued by the State of California under the applicable provisions of the Geologist and Geophysicist Act of the Business and Professions Code.

ENGINEERING GEOLOGY. is the application of geologic knowledge and principles in the investigation and evaluation of naturally occurring rock and soil for use in the design of civil works.

EROSION. The wearing away of the ground surface as a result of the movement of wind, water or ice.

EROSION/SEDIMENTATION CONTROL PLAN (ESC). is a site drawing with details, notes, and related documents that identify the measures taken by the permittee to (1) control construction-related erosion and prevent construction-related sediment and pollutants from being carried offsite by stormwater, and (2) prevent construction-related non-stormwater discharges from entering the storm drain system that complies with the latest version of the Building & Safety Division's ESC Policy.

EXCAVATION. The removal of earth material by artificial means, also referred to as a cut.

FIELD ENGINEER. shall mean the civil engineer responsible for performing the functions as set forth in Section J105.4.

FILL. deposition of earth materials by artificial means.

GEOTECHNICAL ENGINEER. See "soils engineer."

GEOTECHNICAL HAZARD. is an adverse condition due to landslide, settlement, and/or slippage. These hazards include loose debris, slopewash, and the potential for mud flows from natural or graded slopes.

GRADE. The vertical location of the ground surface.

GRADE, EXISTING. The grade prior to grading.

GRADE, FINISHED. The final grade of the site that conforms to the approved plan.

GRADE, ROUGH. A stage at which the grade approximately conforms to the approved plan.

GRADING. An excavation or fill or combination thereof.

KEY. a compacted fill placed in a trench excavated in earth material beneath the toe of a slope.

LANDSCAPE ARCHITECT. shall mean a person who holds a certificate to practice landscape architecture in the State of California under the applicable landscape architecture provisions of Division 3, Chapter 3.5 of the Business and Professions Code.

LINE. shall refer to horizontal location of the ground surface.

NATURAL GRADE. is the vertical location of the ground surface prior to any excavation or fill.

PRIVATE SEWAGE DISPOSAL SYSTEM. is a septic tank with effluent discharging into a subsurface disposal field, into one or more seepage pits or into a combination of subsurface disposal field and seepage pit or of such other facilities as may be permitted.

PROJECT CONSULTANTS. shall mean professional consultants required by this code which may consist of the design engineer, field engineer, soils engineer, engineering geologist, and architect as applicable to this chapter.

PROFESSIONAL INSPECTION. is the inspection required by this code to be performed by the civil engineer, soils engineer or engineering geologist. Such inspections include those performed by persons supervised by such engineers or geologists and shall be sufficient to form an opinion relating to the conduct of the work.

SITE. is any lot or parcel of land or contiguous combination thereof, under the same ownership, where grading is performed or permitted.

SLOPE. is an inclined ground surface the inclination of which is expressed as a ratio of horizontal distance to vertical distance.

SOIL. is naturally occurring superficial deposits overlying bedrock.

SOILS ENGINEER (GEOTECHNICAL ENGINEER). is an engineer experienced and knowledgeable in the practice of soils (geotechnical) engineering.

SOILS ENGINEERING (GEOTECHNICAL ENGINEERING). is the application of the principals of soil mechanics in the investigation, evaluation and design of civil works involving the use of earth materials and the inspection or testing of construction there of.

STORM DRAIN SYSTEM. is a conveyance or system of conveyances, including roads with drainage systems, municipal streets, catch basins, curbs, gutters, pipes, ditches and man-made channels, designed or used for collecting, dissipating, or conveying stormwater.

SURFACE DRAINAGE. shall refer to flows over the ground surface.

SOIL TESTING AGENCY. is an agency regularly engaged in the testing of soils and rock under the direction of a civil engineer experienced in soil testing.

TERRACE. A relatively level step constructed in the face of a graded slope for drainage and maintenance purposes.

SECTION J103 PERMITS REQUIRED

J103.1 Permits required. Except as exempted in Section J103.2, no grading shall be performed without first having obtained a permit therefore from the Building Official. A grading permit does not include the construction of retaining walls or other structures. A separate permit shall be obtained for each site and may cover both excavations and fills. Any Engineered Grading as described in Section J104 shall be performed by a contractor

licensed by the State of California to perform the work described herein. Regular Grading less than 5,000 cubic yards may require a licensed contractor if the Building Official determines that special conditions or hazards exist.

J103.2 Exemptions. A grading permit shall not be required for the following:

1. When approved by the Building Official, grading in an isolated, self-contained area, provided there is no danger to the public, and that such grading will not adversely affect adjoining properties.

2. Excavation for the construction of a structure permitted under this code.

3. Cemetery graves.

4. Excavations for wells, or trenches for utilities.

5. Exploratory excavations performed under the direction of a Soils Engineer or Engineering Geologist. This shall not exempt grading of access roads or pads created for exploratory excavations. Exploratory excavations must be restored to existing conditions, unless approved by the Building Official.

6. An excavation that is less than 50 cubic yards (38.3 m³) and complies with one of the following conditions:

a) is less than 2 feet (610 mm) in depth, or

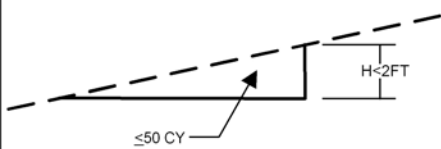

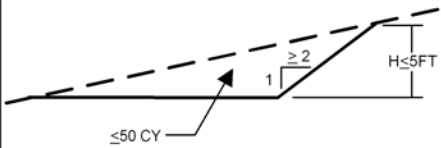
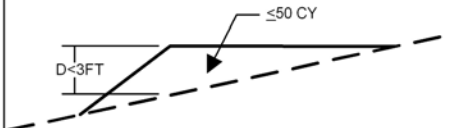
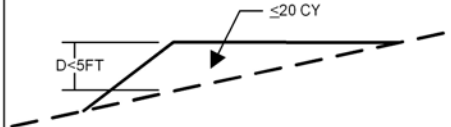
b) does not create a cut slope greater than 5 feet (1524 mm) measured vertically upward from the cut surface to the surface of the natural grade and is steeper than 2 units horizontal to 1 unit vertical (50% slope).

7. A fill not intended to support a structure which does not obstruct a drainage course and complies with one of the following conditions:

a) is less than 1 foot (305 mm) in depth and is placed on natural terrain with a slope flatter than 5 units horizontal to 1 unit vertical in (20% slope),

b) is less than 3 feet (914 mm) in depth at its deepest point measured vertically upward from natural grade to the surface of the fill, and does not exceed 50 cubic yards and creates a fill slope no steeper than 2 units horizontal to 1 unit vertical (50% slope), or

c) is less than 5 feet (1524 mm) in depth at its deepest point measured vertically upward from natural grade to the surface of the fill, and does not exceed 20 cubic yards and creates a fill slope no steeper than 2 units horizontal to 1 unit vertical (50% slope).

EXCAVATIONS		FILLS	
		- NOT INTENDED TO SUPPORT STRUCTURES - DO NOT OBSTRUCT A DRAINAGE COURSE	
AN EXCAVATION WHICH IS LESS THAN 2 FT IN DEPTH AND DOES NOT EXCEED 50 CY		FILL PLACED ON NATURAL GRADE NOT STEEPER THAN 5:1 AND LESS THAN 1 FT DEEP	
AN EXCAVATION WHICH CREATES A CUT SLOPE NOT GREATER THAN 5 FT IN HEIGHT, NOT STEEPER THAN 2:1, AND DOES NOT EXCEED 50 CY		FILL LESS THAN 3 FT DEEP AT ITS DEEPEST POINT THAT DOES NOT EXCEED 50 CY	
		FILL LESS THAN 5 FT DEEP AT ITS DEEPEST POINT THAT DOES NOT EXCEED 20 CY	

8. Exemption from the permit requirements of this appendix shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

J103.3 Unpermitted Grading. A person shall not own, use, occupy or maintain any site containing unpermitted grading. For the purposes of this Code, unpermitted grading shall be defined as any grading that was performed, at any point in time, without the required permit(s) having first been obtained from the Building Official, pursuant to Section 103.1.

J103.4 Availability of Permit at Site. No person shall perform any grading for which a permit is required under this chapter unless a copy of the grading permit and approved grading plans is in the possession of a responsible person and available at the site.

J103.5 Grading Plan Review, Inspection and Permit Fees. Fees shall be assessed in accordance with the provisions set forth in the City of Santa Barbara's most currently adopted fee schedule.

J103.6 Grading Security. The Building Official may require a security in such form and amounts as may be deemed necessary to ensure that the work, if not completed in accordance with the approved plans and specifications, will be corrected to eliminate hazardous conditions. If required, a permit shall not be issued for grading unless the owner posts with the Building Official a security in one of the following forms:

1. A bond furnished by a corporate surety authorized to do business in this state.
2. A cash bond.

3. Savings and loan certificates or shares deposited and assigned to the City of Santa Barbara.

4. An instrument of credit from a financial institution subject to regulation by the State or Federal government and pledging that the funds necessary to carry out the grading are on deposit and guaranteed for payment, or a letter of credit issued by such a financial institution.

5. Where unusual conditions or special hazards exist, the Building Official may require security for grading involving less than 1,000 cubic yards (764.6 m³). Security required by this Section may include incidental off-site grading on property contiguous with the site to be developed, provided written consent of the owner of such contiguous property is filed with the Building Official.

6. The Building Official may waive the requirements for a security for:

- a) Grading being done by or for a governmental agency.
- b) Grading necessary to remove a geotechnical hazard, where such work is covered by an agreement and security posted pursuant to the provisions of the City's "Subdivision Ordinance".
- c) Minor grading on a site, not exceeding a slope of three horizontal to one vertical, provided such grading as determined by the Building Official will not affect drainage from or to adjacent properties.
- d) Filling of holes or depressions, provided such grading will not affect the drainage from or to adjacent properties, or affect a rare, threatened or endangered species or its habitat, or other sensitive habitat.

J103.6.1 Amount of Security. The amount of security shall be based on the number of cubic yards of material in either excavation or fill, whichever is greater, plus the cost of all drainage or other protective devices or work necessary to eliminate geotechnical hazards. That portion of the security valuation based on the volume of material in either excavation or fill shall be computed as follows:

- 1. 100,000 cubic yards or less - 50 percent of the estimated cost of grading work.
- 2. Over 100,000 cubic yards - 50 percent of the cost of the first 100,000 cubic yards plus 25 percent of the estimated cost of that portion in excess of 100,000 cubic yards.
- 3. When the rough grading has been completed in conformance with the requirements of this code, the Building Official may at his or her discretion consent to a proportionate reduction of the security to an amount estimated to be adequate to ensure completion of the grading work, site development or planting remaining to be performed. The costs referred to in this section shall be as estimated by the Building Official.

J103.6.2 Conditions. All security shall include the conditions that the principal shall:

1. Comply with all of the provisions of this code, applicable laws, and ordinances;
2. Comply with all of the terms and conditions of the grading permit; and
3. Complete all of the work authorized by the permit.

J103.6.3 Term of Security. The term of each security shall begin upon the filing thereof with the Building Official and the security shall remain in effect until the work authorized by the grading permit is completed and approved by the Building Official.

J103.6.4 Default Procedures. In the event the owner or the owner's agent shall fail to complete the work or fail to comply with all terms and conditions of the grading permit, it shall be deemed a default has occurred. The Building Official shall give notice thereof to the principal and security or financial institution on the grading permit security, or to the owner in the case of a cash deposit or assignment, and may order the work required to complete the grading in conformance with the requirements of this code be performed. The surety or financial institution executing the security shall continue to be firmly bound under an obligation up to the full amount of the security, for the payment of all necessary costs and expenses that may be incurred by the Building Official in causing any and all such required work to be done. In the case of a cash deposit or assignment, the unused portion of such deposit or funds assigned shall be returned or reassigned to the person making said deposit or assignment.

J103.6.5 Right of Entry. The Building Official or the authorized representative of the surety company or financial institution shall have access to the premises described in the permit for the purpose of inspecting the work.

In the event of default in the performance of any term or condition of the permit, the surety or financial institution or the Building Official, or any person employed or engaged in the behalf of any of these parties, shall have the right to go upon the premises to perform the required work.

The owner or any other person who interferes with or obstructs the ingress to or egress from any such premises, of any authorized representative of the surety or financial institution or of the City of Santa Barbara engaged in the correction or completion of the work for which a grading permit has been issued, after a default has occurred in the performance of the terms or conditions thereof, is guilty of a misdemeanor.

SECTION J104 PERMIT APPLICATION AND SUBMITTALS

J104.1 Submittal requirements. In addition to the provisions of Sections J106 and J107, the applicant shall state the estimated quantities of excavation and fill.

J104.2 Site plan requirements. In addition to the provisions of Section J106, a grading plan shall show the existing grade and finished grade in contour intervals of sufficient clarity to indicate the nature and extent of the work and show in detail that it complies with the requirements of this code. The plans shall show the existing grade on adjoining properties in sufficient detail to identify how grade changes will conform to the requirements of this code.

J104.2.1 Grading Designation. Grading in excess of 5,000 cubic yards or for the support of a structure shall be performed in accordance with the approved grading plan prepared by a civil engineer, and shall be designated as “engineered grading.” Grading involving less than 5,000 cubic yards (3825 m³) shall be designated “regular grading” unless the permittee chooses to have the grading performed as engineered grading, or the Building Official determines that special conditions or unusual hazards exist, in which case grading shall conform to the requirements for engineered grading.

J104.2.2 Regular Grading Requirements. In addition to the provisions of Section J106 and Section J104.2, an application for a regular grading permit shall be accompanied by three sets of plans in sufficient clarity to indicate the nature and extent of the work. The plans and specifications shall be prepared and signed by an individual licensed by the state to prepare such plans or specifications.

Plans shall be drawn to scale upon substantial paper or mylar and shall be of sufficient clarity to indicate the nature and extent of the work proposed and show in detail that they will conform to the provisions of this code and all relevant laws, ordinances, rules and regulations. Each sheet of each set of plans shall give location of the work, the name and address of the owner, and the person by whom they were prepared.

The plans shall include, but shall not be limited to, the following information:

1. General vicinity of the proposed site.
2. Limiting dimensions and depth of cut and fill.
3. Location of any buildings or structures where work is to be performed, and the location of any buildings or structures within 15 feet of the proposed grading.
4. Contours, flow areas, elevations, or slopes which define existing and proposed drainage patterns.
5. Erosion/Sedimentation, Storm water, and dust control provisions are required to be shown on the grading plan in accordance with the requirements of Sections J110, J111 & 112 of this appendix.

J104.2.3 Engineered Grading Requirements. In addition to the provisions of Sections J104.2 and J106, an application for an engineered grading permit shall be accompanied by specifications and supporting data consisting of a soils engineering report and engineering geology report. The plans and specifications shall be prepared and signed by an individual licensed by the state to prepare such plans or specifications when required by the Building Official.

Specifications shall contain information covering construction and material requirements.

Plans shall be drawn to scale upon substantial paper or mylar and shall be of sufficient clarity to indicate the nature and extent of the work proposed and show in detail that they will conform to the provisions of this code and all relevant laws, ordinances, rules and regulations. Each sheet of each set of plans shall give location of the work, the name and address of the owner, and the person by whom they were prepared.

The plans shall include, but shall not be limited to, the following information:

1. A vicinity map showing the proposed site.
2. Property limits and accurate contours of existing ground and details of terrain and area drainage.
3. Limiting dimensions, elevations or finish contours to be achieved by the grading, and proposed drainage channels and related construction.
4. Detailed plans of all surface and subsurface drainage devices, walls, cribbing, dams and other protective devices to be constructed with, or as a part of, the proposed work, together with a map showing the drainage area and the estimated runoff of the area served by any drains.
5. Location of any buildings or structures on the property where the work is to be performed and the location of any buildings or structures on land of adjacent owners that are within 15 feet of the property or that may be affected by the proposed grading operations.
6. Recommendations included in the soils engineering report and the engineering geology report shall be incorporated in the grading plans or specifications. When approved by the Building Official, specific recommendations contained in the soils engineering report and the engineering geology report, which are applicable to grading, may be included by reference.
7. The dates of the soils engineering and engineering geology reports together with the names, addresses and phone numbers of the firms or individuals who prepared the reports.

8. A statement of the quantities of material to be excavated and/or filled and the amount of such material to be imported to, or exported from the site.

9. A statement of the estimated starting and completion dates for work covered by the permit.

10. A statement signed by the owner acknowledging that a field engineer, soils engineer and engineering geologist, when appropriate, will be employed to perform the services required by this code, whenever approval of the plans and issuance of the permit are to be based on the condition that such professional persons be so employed.

11. Erosion/Sedimentation, Storm water, and dust control provisions are required to be shown on the grading plan in accordance with the requirement of sections J110, J111 & J112 of this appendix.

12. A drainage plan for that portion of a lot or parcel to be utilized as a building site (building pad), including elevations of floors with respect to finish site grade and locations of proposed stoops, slabs and fences that may affect drainage.

13. Location and type of any proposed private sewage disposal system.

14. Location of existing utilities and drainage facilities and recorded easements. (public and private).

15. Location of all flood zones as designated and defined in Title 44, Code of Federal Regulations.

J104.3 Soils Engineering Report. The soils engineering report required by Section J104.2.2 shall include data regarding the nature, distribution and strength of existing soils, conclusions and recommendations for grading procedures and design criteria for corrective measures, including buttress fills, when necessary, and opinion on adequacy for the intended use of sites to be developed by the proposed grading as affected by soils engineering factors, including the stability of slopes. All reports shall conform with the requirements of this Code and shall be subject to review by the Building Official. Supplemental reports and data may be required as the Building Official may deem necessary. Recommendations included in the reports and approved by the Building Official shall be incorporated in the grading plan or specifications.

J104.4 Engineering Geology Report. The engineering geology report required by Section J104.2.2 shall include an adequate description of the geology of the site, conclusions and recommendations regarding the effect of geologic conditions on the proposed development, and opinion on the adequacy for the intended use of sites to be developed by the proposed grading, as affected by geologic factors. The engineering geology report shall include a geologic map and cross sections utilizing the most recent grading plan as a base. All reports shall conform with the requirements of this Code and shall be subject to review by the Building Official. Supplemental reports and data may be required as the Building Official may deem necessary. Recommendations included in

the reports and approved by the Building Official shall be incorporated in the grading plan or specifications.

Exception: A soils engineering or engineering geology report is not required where the Building Official determines that the nature of the work applied for is such that a report is not necessary.

J104.5 Liquefaction study. A geotechnical investigation may be required when the proposed work is a "Project" as defined in California Public Resources Code section 2693, and is located in an area designated as a "Seismic Hazard Zone" as defined in Title 14, Section 3722 of California Code of Regulations on Seismic Hazard Zone Maps issued by the State Geologist under Public Resources Code section 2696.

Exception: A liquefaction study is not required where the Building Official determines from established local data that the liquefaction potential is low.

SECTION J105 INSPECTION

J105.1 General. Grading inspections shall be governed by Section J109 of this Appendix J and as indicated herein. Grading operations for which a permit is required shall be subject to inspection by the Building Official. Professional inspection of grading operations shall be provided by the Civil Engineer, Soils Engineer and the Engineering Geologist retained to provide such services in accordance with this Section for engineered grading and as required by the Building Official for regular grading.

J105.2 Special and Supplemental inspections. The special inspection requirements of Section 1704.7 shall apply to work performed under a grading permit where required by the Building Official. In addition to the called inspections specified in Section J109, the Building Official may make such other inspections as may be deemed necessary to determine that the work is being performed in conformance with the requirements of this code. Investigations and reports by an approved soil testing agency, Soils Engineer and/or Engineering Geologist, and Field Engineer may be required. Inspection reports shall be provided when requested by the Building Official.

Inspection of drainage devices by the Field Engineer in accordance with this section may be required when the Building Official determines the drainage devices are necessary for the protection of the structures in accordance with this code.

J105.3 Field Engineer Inspections. When required, the field engineer shall provide professional inspection within such engineer's area of technical specialty, oversee and coordinate all field surveys, set grade stakes, and provide site inspections during grading operations to ensure the site is graded in accordance with the approved grading plan and the appropriate requirements of this code. During site grading, and at the completion of both rough grading and final grading, the field engineer shall submit statements and reports required by Sections J105.11 and J105.12. If revised grading plans are required during the course of the work, they shall be prepared by a Civil Engineer and approved by the Building Official.

J105.4 Soils Engineer Inspections. When required, the Soils Engineer shall provide professional inspection within such engineer's area of technical specialty, which shall include observation during grading and testing for required compaction. The Soils Engineer shall provide sufficient observation during the preparation of the natural ground and placement and compaction of the fill to verify that such work is being performed in accordance with the conditions of the approved plan and the appropriate requirements of this chapter. Revised recommendations relating to conditions differing from the approved soils engineering and engineering geology reports shall be submitted to the permittee, the Building Official and the Field Engineer.

J105.5 Engineering Geologist Inspection. When required, the Engineering Geologist shall provide professional inspection within such engineer's area of technical specialty, which shall include professional inspection of the bedrock excavation to determine if conditions encountered are in conformance with the approved report. Revised recommendations relating to conditions differing from the approved engineering geology report shall be submitted to the soils engineer.

J105.6 Permittee. The permittee shall be responsible for the work to be performed in accordance with the approved plans and specifications and in conformance with the provisions of this code. The permittee shall engage project consultants, if required, to provide professional inspections on a timely basis. The permittee shall act as a coordinator between the project consultants, the contractor and the Building Official. In the event of changed conditions, the permittee shall be responsible for informing the Building Official of such change and shall provide revised plans for approval.

J105.7 Building Official Inspections. The Building Official may inspect the project site at the following various stages of work requiring approval to determine that adequate control is being exercised by the professional consultants:

1. **Pregrade.** Before any construction or grading activities occur at the site; the permittee shall schedule a pregrade inspection with the Building Official. The permittee is responsible for coordinating that all project consultants are present at the pregrade inspection.

2. **Initial.** When the site has been cleared of vegetation and unapproved fill and it has been scarified, benched or otherwise prepared for fill. No fill shall have been placed prior to this inspection. All measures as shown on the Erosion/Sedimentation Control Plan shall be installed and/or materials stockpiled for use as needed.

3. **Rough.** When approximate final elevations have been established; drainage terraces, swales and other drainage devices necessary for the protection of the building sites from flooding are installed; berms installed at the top of the slopes; and the statements required by Section J105.12 have been received.

4. **Final.** When grading has been completed; all drainage devices necessary to drain the building pad and project site are installed; slope planting established, irrigation systems installed; and the as-graded plans and required statements and reports have been submitted.

J105.8 Notification of Noncompliance. If, in the course of fulfilling their respective duties under this chapter, the Field Engineer, the Soils Engineer or the Engineering Geologist finds that the work is not being done in conformance with this chapter or the approved grading plans, the discrepancies and corrective measures which should be taken shall be reported immediately in writing to the permittee and to the Building Official.

J105.9 Transfer of Responsibility. If the Field Engineer, the Soils Engineer, or the Engineering Geologist of record is changed during grading, the work shall be stopped until the replacement has agreed in writing to accept their responsibility within the area of technical competence for approval upon completion of the work. It shall be the duty of the permittee to notify the Building Official in writing of such change prior to the recommencement of such grading.

J105.10 Non-inspected grading. No person shall own, use, occupy or maintain any non-inspected grading. For the purposes of this code, non-inspected grading shall be defined as any grading for which a grading permit was first obtained, pursuant to Section J103, supra, but which has progressed beyond any point requiring inspection and approval by the Building Official without such inspection and approval having been obtained.

J105.11 Routine Field Inspections and Reports. Unless waived by the Building Official, routine inspection reports shall be provided by the Field Engineer for all engineered grading projects. The Field Engineer shall file these reports, with the Building Official as follows :

1. bi-weekly during all times when grading of 400 cubic yards or more per week is active on the site;
2. monthly, at all other times; and
3. at any time when requested in writing by the Building Official.

Such reports shall certify to the Building Official that the Field Engineer has inspected the grading site and related activities and has found them in compliance with the approved grading plans, the building code, grading permit conditions, and other applicable ordinances and requirements.

J105.12 Completion of work. Upon completion of the rough grading work and at the final completion of the work, the following reports and drawings and supplements thereto are required for engineered grading or when professional inspection is required by the Building Official:

1. An as-built grading plan prepared by the Field Engineer retained to provide such services in accordance with Section J105.3 showing all plan revisions as approved by the Building Official. This shall include original ground surface elevations, as-graded ground surface elevations, lot drainage patterns, and the locations and elevations of surface drainage facilities and the outlets of subsurface drains. As-constructed locations, elevations and details of subsurface drains shall be shown as reported by the soils engineer.

2. The Field Engineer shall state in a report to the Building Official, that to the best of their knowledge, the work within their area of responsibility was done in accordance with the final approved grading plan.

3. A report prepared by the Soils Engineer retained to provide such services in accordance with Section J105.4, including locations and elevations of field density tests, summaries of field and laboratory tests, other substantiating data, and comments on any changes made during grading and their effect on the recommendations made in the approved soils engineering investigation report. Soils Engineer shall submit a statement that, to the best of their knowledge, the work within their area of responsibilities is in accordance with the approved soils engineering report and applicable provisions of this chapter. The report shall contain a finding regarding the safety of the completed grading and any proposed structures against hazard from landslide, settlement, or slippage.

4. A report prepared by the Engineering Geologist retained to provide such services in accordance with Section J105.5, including a final description of the geology of the site and any new information disclosed during the grading and the effect of same on recommendations incorporated in the approved grading plan. The Engineering Geologist shall submit a statement that, to the best of their knowledge, the work within their area of responsibility is in accordance with the approved engineering geologist report and applicable provisions of this chapter.

5. The grading contractor shall submit a statement of conformance to said as-built plan and the specifications.

J105.13 Notification of completion. The permittee shall notify the Building Official when the grading operation is ready for final inspection. Final approval shall not be given until all work, including installation of all drainage facilities and their protective devices, and all erosion-control measures have been completed in accordance with the final approved grading plan, and the required reports have been submitted and approved.

SECTION J106 EXCAVATIONS

J106.1 General. Unless otherwise recommended in the approved soils engineering or engineering geology report, cuts shall conform to the provisions of this section.

In the absence of an approved soils engineering or engineering geology report, these provisions may be waived, as approved by the Building Official, for minor cuts not intended to support structures nor subject to a surcharge.

J106.2 Maximum slope. The slope of cut surfaces shall be no steeper than is safe for the intended use and shall be no steeper than 2 units horizontal in 1 unit vertical (50% slope) unless the permittee furnishes a soils engineering or an engineering geology report, or both, stating that the site has been investigated and giving an opinion that a cut at a steeper slope will be stable and not create a hazard to public or private property in conformance with the requirements of Section J111. The Building Official may require the excavation to be made with a cut face flatter in slope than two horizontal to one vertical if the Building Official finds it necessary for stability and safety.

J106.3 Slope Surface Protection. All slopes must be stabilized against surface erosion. Stabilization may be accomplished through the application of erosion control blankets, soil stabilizers or other means as approved by the Building Official.

J106.4 Drainage. Drainage, including drainage terraces and overflow protection, shall be provided as required by Section J109.

SECTION J107 FILLS

J107.1 General. Unless otherwise recommended in the approved soils engineering report, fills shall conform to the provisions of this section. In the absence of an approved soils engineering report and if approved by the Building Official, these provisions may be waived for minor fills not intended to support structures.

J107.2 Preparation of Ground. Fill slopes shall not be constructed on natural slopes steeper than 2 units horizontal in 1 unit vertical (50% slope). The ground surface shall be prepared to receive fill by removing vegetation, non-complying fill, topsoil and other unsuitable materials scarifying to provide a bond with the new fill and, where slopes are steeper than 5 units horizontal in 1 unit vertical (20% slope) and the height is greater than 5 feet, benching into sound bedrock or other competent material shall be provided as a minimum in accordance with Figure J107.2 or as determined by the soils engineer. The bench under the toe of a fill on a slope steeper than 5 units horizontal in 1 unit vertical (20% slope) shall be at least 10 feet wide. The area beyond the toe of fill shall be sloped for sheet overflow or a paved drain shall be provided. When fill is to be placed over a cut, the bench under the toe of fill shall be at least 10 feet wide but the cut shall be made before placing the fill and acceptance by the Soils Engineer or Engineering Geologist or both as a suitable foundation for fill.

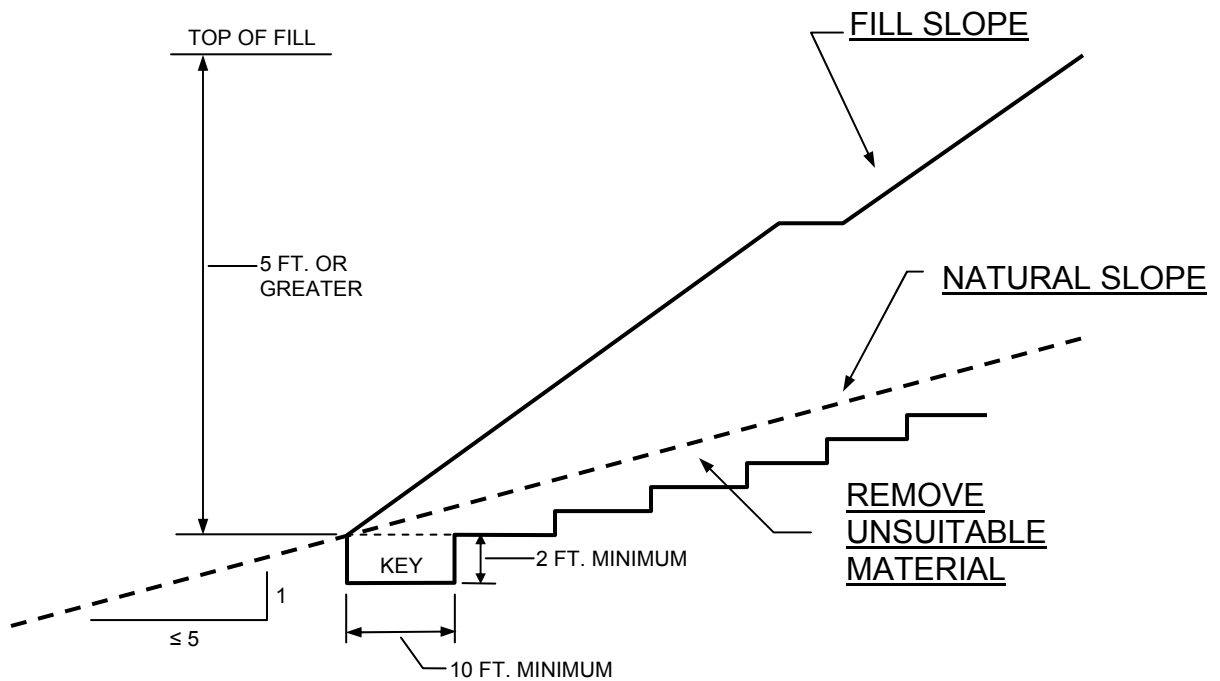


FIGURE J107.2 BENCHING DETAILS

J107.3 Subdrains. Except where recommended by the Soils Engineer or Engineering Geologist as not being necessary, subdrains shall be provided under all fills placed in natural drainage courses and in other locations where seepage is evident. Such sub-drainage systems shall be of a material and design approved by the Soils Engineer and acceptable to the Building Official. The permittee shall provide continuous inspection during the process of subdrain installation to conform with approved plans and Engineering Geologist's and Soils Engineer's recommendation. Such inspection shall be done by the soil testing agency. The location of the subdrains shall be shown on a plan by the Soils Engineer. Excavations for the subdrains shall be inspected by the Engineering Geologist when such subdrains are included in the recommendations of the Engineering Geologist

J107.4 Fill Material. Detrimental amounts of organic material shall not be permitted in fills. Unless approved by the Building Official, no rock or similar irreducible material with a maximum dimension greater than 12 inches shall be buried or placed in fills.

EXCEPTION: The Building Official may permit placement of larger rock when the soils engineer properly devises a method of placement, and continuously inspects its placement and approves the fill stability. The following conditions shall also apply:

1. Prior to issuance of the grading permit, potential rock disposal areas shall be delineated on the grading plan.

2. Rock sizes greater than 12 inches in maximum dimension shall be 10 feet or more below grade, measured vertically.

3. Rocks shall be placed so as to assure filling of all voids with well-graded soil.

4. The reports submitted by the soils engineer shall acknowledge the placement of the oversized material and whether the work was performed in accordance with the engineer's recommendations and the approved plans.

5. The location of oversized rock dispersal areas shall be shown on the as-built plan.

J107.5 Compaction. All fills shall be compacted to a minimum of 90 percent of maximum density. Fills shall be compacted throughout their full extent to a minimum relative compaction of 90 percent of maximum dry density within 40 feet below finished grade and 93 percent of maximum dry density deeper than 40 feet below finished grade, unless a lower relative compaction (not less than 90 percent of maximum dry density) is justified by the soils engineer. The relative compaction shall be determined by A.S.T.M. soil compaction test D1557 where applicable. Where not applicable, a test acceptable to the Building Official shall be used, unless the owner furnishes a soils engineering report conforming with the requirements of Section J104.3, stating that the site has been investigated and giving an opinion that a fill at a steeper slope will be stable and not create a hazard to public or private property. Substantiating calculations and supporting data may be required where the Building Official determines that such information is necessary to verify the stability and safety of the proposed slope. The Building Official may require the fill slope be constructed with a face flatter in slope than two horizontal to one vertical if the Building Official finds it necessary for stability and safety.

Field density shall be determined by a method acceptable to the Building Official. However, not less than ten percent of the required density tests, uniformly distributed, shall be obtained by the Sand Cone Method.

Fill slopes steeper than two horizontal to one vertical shall be constructed by the placement of soil a sufficient distance beyond the proposed finish slope to allow compaction equipment to operate at the outer surface limits of the final slope surface. The excess fill shall be removed prior to completion or rough grading. Other construction procedures may be utilized when it is first shown to the satisfaction of the Building Official that the angle of slope, construction method and other factors will accomplish the intent of this Section.

J107.4 Maximum Slope. The slope of fill surfaces shall be no steeper than is safe for the intended use. Fill slopes shall be no steeper than 2 units horizontal in 1 unit vertical (50% slope).

J107.5 Slopes to Receive Fill. Where fill is to be placed above the top of an existing slope steeper than three horizontal to one vertical, the toe of the fill shall be set back from the top edge of the slope a minimum distance of 6 feet measured horizontally or such other distance as may be specifically recommended by a Soil Engineer or Engineering Geologist and approved by the Building Official.

J107.6 Inspection of Fill. For engineered grading, the Soils Engineer shall provide sufficient inspections during the preparation of the natural ground and the placement and compaction of the fill to be satisfied that the work is being performed in accordance with the conditions of plan approval and the appropriate requirements of this chapter. In addition to the above, the Soils Engineer shall be present during the entire fill placement and compaction of fills that will exceed a vertical height or depth of 30 feet (9144 mm) or result in a slope surface steeper than two horizontal to one vertical.

J107.6 Testing of Fills. Sufficient tests of the fill soils shall be made to determine the density thereof and to verify compliance of the soil properties with the design requirements, including soil types and shear strengths in accordance with the standards established by the Building Official.

SECTION J108 SETBACKS

J108.1 General. Cut and fill slopes shall be set back from the property lines in accordance with this section. Setback dimensions shall be horizontal distances measured perpendicular to the property line and shall be as shown in Figure J108.1., unless substantiating data is submitted justifying reduced setbacks.

J108.2 Top of slope. The setback at the top of a cut slope shall not be less than that shown in Figure J108.1, or than is required to accommodate any required interceptor drains, whichever is greater.

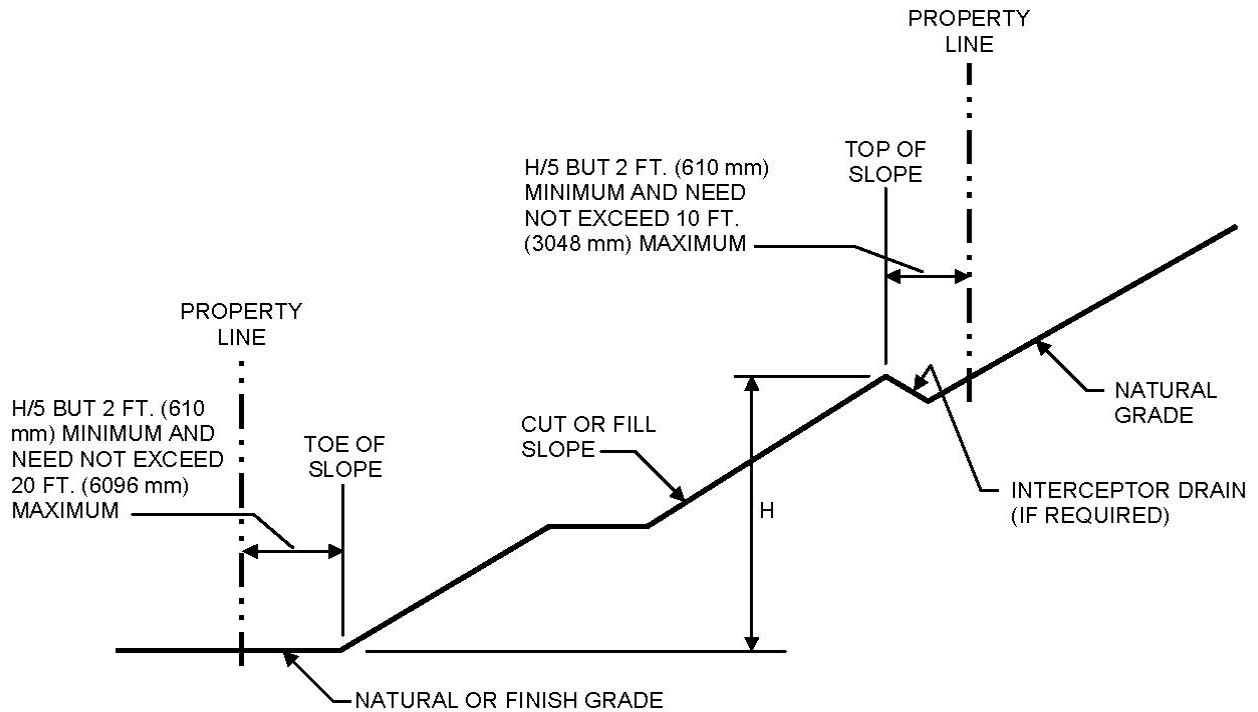


FIGURE J108.1
DRAINAGE DIMENSIONS

J108.3 Toe of Fill Slope. The toe of fill slope shall be made not nearer to the site boundary line than one half the height of the slope with a minimum of 2 feet (610 mm) and a maximum of 20 feet (6096 mm). Where required to protect adjacent properties at the toe of a slope from adverse effects of the grading, additional protection, approved by the Building Official, shall be included. Such protection may include but shall not be limited to:

1. Setbacks greater than those required by Figure J108.1.
2. Provisions for retaining walls or similar construction.
3. Erosion protection of the fill slopes.
4. Provision for the control of surface waters.

J108.4 Alternate Setbacks. The Building Official may approve alternate setbacks. The Building Official may require an investigation and recommendation by a qualified engineer or engineering geologist to demonstrate that the intent of this section has been satisfied.

SECTION J109 DRAINAGE AND TERRACING

J109.1 General. Unless otherwise recommended by a registered design professional, and approved by the Building Official, drainage facilities and terracing shall be provided in accordance with the requirements of this Section .

Exception: Drainage facilities and terracing need not be provided where the ground slope is not steeper than 3 horizontal to 1 vertical (33 percent).

J109.2 Drainage Terraces. Drainage terraces at least 8 feet (2438 mm) in width shall be established at not more than 30 foot (9144 mm) vertical intervals on all cut or fill slopes to control surface drainage and debris except that where only one terrace is required, it shall be at midheight. For cut or fill slopes greater than 100 feet (30480 mm) and up to 120 feet (36, 576 mm) in vertical height, one terrace at approximately midheight shall be 20 feet (6,096 mm) in width. Terrace widths and spacing for cut and fill slopes greater than 120 feet (36,576 mm) in height shall be designed by the Civil Engineer and approved by the Building Official. Suitable access shall be provided to permit proper cleaning and maintenance.

Drainage Swales or ditches on terraces shall have a minimum gradient of 5 percent longitudinal grade of not less than 5 percent nor more than 12 percent and a minimum depth of 1 foot (305 mm) at the flow line. There shall be no reduction in grade along the direction of flow unless the velocity of flow is such that slope debris will remain in suspension on the reduced grade. Such terraces and must be paved with reinforced concrete not less than 3 inches (76 mm) in thickness, reinforced with 6-inch (152 mm) by 6-inch (152 mm) No. 10 by No. 10 welded wire fabric or equivalent reinforcing centered in the concrete slab or an approved equal paving. They shall have a minimum depth at the deepest point of 1 foot (305 mm) and a minimum paved width of 5 feet (1524 mm). Drainage terraces exceeding 8 feet (2438 mm) in width need only be so paved for a width of 8 feet (2438 mm) provided such pavement provides a paved channel at least 1 foot (305 mm) in depth. Downdrains or drainage outlets shall be provided at approximately 300-foot (91.44 m) intervals along the drainage terrace or at equivalent locations. Downdrains and drainage outlets shall be of approved materials and of adequate capacity to convey the intercepted waters to the point of disposal as defined in Section J109.5.

J109.3 Interceptor drains and overflow protection. Berms, interceptor drains or other devices shall be provided at the top of cut or fill slopes to prevent surface waters from overflowing onto and damaging the face of a slope. Berms used for slope protection shall not be less than 12 inches (305mm) above the level of the pad and shall slope back at least 4 feet (1219 mm) from the top of the slope.

Interceptor drains shall be installed along the top of manufactured slopes receiving drainage from a slope with a tributary width greater than 40 feet (12 192 mm), measured horizontally. They shall have a minimum depth of 1 foot (305 mm) and a minimum width of 3 feet (915 mm). The slope shall be approved by the Building Official,

but shall not be less than 50 horizontal to 1 vertical (2 percent). The drain shall be paved with concrete not less than 3 inches (76 mm) in thickness, or by other materials suitable to the application. Discharge from the drain shall be accomplished in a manner to prevent erosion and shall be approved by the Building Official.

J109.4 Drainage across property lines. Surface drainage across property lines shall not exceed that which existed prior to grading. Excess or concentrated drainage shall be contained on site or directed to an approved drainage facility. Erosion of the ground in the area of discharge shall be prevented by installation of nonerosive down drains or other devices.

J109.5 Disposal. All drainage facilities shall be designed to carry waters to the nearest practicable street, storm drain, or natural watercourse drainage way approved by the Building Official and Public Works Director or other appropriate governmental agency jurisdiction as a safe place to deposit such waters. Erosion of ground in the area of discharge shall be prevented by installation of non-erosive down drains or other devices. Desilting basins, filter barriers or other methods, as approved by the Building Official and/or the Public Works Director, shall be utilized to remove sediments from surface waters before such waters are allowed to enter streets, storm drains or natural watercourses. If the drainage device discharges onto natural ground, riprap or a similar energy dissipater may be required.

Building pads shall have a drainage gradient of 2 percent toward approved drainage facilities, a public street or drainage structure approved to receive storm waters unless waived by the Building Official. A lesser slope may be approved by the Building Official for sites graded in relatively flat terrain, or where special drainage provisions are made, when the building official finds such modification will not result in unfavorable drainage conditions.

SECTION J110 SLOPE PLANTING AND EROSION CONTROL

J110.1 General. The faces of cut and fill slopes shall be prepared and maintained to control erosion. This control shall consist of effective planting, erosion control blankets, soil stabilizers or other means as approved by the Building Official.

Exception: Erosion control measures need not be provided on cut slopes not subject to erosion due to the erosion-resistant character of the materials as approved by the Building Official.

Erosion control for the slopes shall be installed as soon as practicable and prior to calling for final inspection.

J110.2 Other devices. Where necessary, check dams, cribbing, riprap or other devices or methods shall be employed to control erosion and provide safety.

SECTION J111 NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) COMPLIANCE

J111.1 General. All grading plans and permits shall comply with the provisions of this section for NPDES compliance including the owner of any property on which grading has been performed and which requires a grading permit under Section J103.

J111.2 Erosion/Sedimentation Control Plan (ESCP). No grading permit shall be issued unless the plans for such work include a Erosion/Sedimentation Control Plan, that conforms to the Erosion/Sedimentation Control Policy of the City of Santa Barbara's Building & Safety Division, with details of best management practices, including desilting basins or other temporary drainage or control measures, or both, as may be necessary to control construction-related pollutants which originate from the site as a result of construction related activities. Sites which have been graded and which requires a grading permit under Section J103 are subject to penalties and fines per Section J111.4

All best management practices shall be installed before grading begins. As grading progresses, all best management practices shall be updated as necessary to prevent erosion and control constructed related pollutants from discharging from the site. All best management practices shall be maintained in good working order to the satisfaction of the Building Official unless final grading approval has been granted by the Building Official and all permanent drainage and erosion control systems, if required, are in place.

J111.4 Erosion/Sedimentation Control Plan, Effect of Noncompliance. Should the owner fail to install the best management practices required by Section J111.2 it shall be deemed that a default has occurred under the conditions of the grading permit security. There upon, the Building Official may enter the property for the purpose of installing, by City forces or by other means, the drainage, erosion control and other devices shown on the approved plans, or if there are no approved plans, as the Building Official may deem necessary to protect adjoining property from the effects of erosion, flooding, or the deposition of mud, debris or constructed related pollutants, or the Building Official may cause the owner to be prosecuted as a violator of this Code or may take both actions. The Building Official shall have the authority to collect the penalties imposed by this section upon determining that the site is non-compliance. Payment of penalty shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work.

If the best management practices for storm water pollution prevention are not installed as prescribed in Section J111.2 and approved by the Building Official, the following penalties shall be imposed:

Grading Permit Volume Penalty:

1--10,000 cubic yards (1--7645.5 m³) = \$100.00 per day

10,001--100,000 cubic yards (7646.3--76455 m³) = \$250.00 per day

More than 100,000 cubic yards (76455 m³) = \$500.00 per day

NOTE: See Section J108 for inspection request requirements.

SECTION J112 DUST CONTROL

Santa Barbara County Air Pollution Control District's dust control measures identified as Construction Impact Mitigation: PM₁₀ Mitigation Measures in SBCAPCD's *Scope and Content of Air Quality Sections in Environmental Documents* shall be adhered to during all ground disturbing activities.

SECTION J113 REFERENCED STANDARDS

These regulations establish minimum standards and are not intended to prevent the use of alternate materials, methods or means of conforming to such standards, provided such alternate has been approved.

The Building Official shall approve such an alternate provided he or she finds that the alternate is, for the purpose intended, at least the equivalent of that prescribed in this Code in quality, strength, effectiveness, durability and safety.

The Building Official shall require that sufficient evidence or proof be submitted to substantiate any claims regarding the alternate.

The standards listed below are recognized standards, compliance with these standards recognized standards shall be prima facie evidence with the standard of duty set forth in Section 107.

1. Testing.

- a) ASTM D 1557, Laboratory Characteristics Compaction of Soil Using Modified Effort
- b) ASTM D 1556, Density and Unit Weight of Soils In Place by the Sand Cone Method
- c) ASTM D 2167, Density and Unit Weight of Soils In Place by the Rubber--Balloon Method
- d) ASTM D 2937, Density of Soils in Place by the Drive--Cylinder Method
- e) ASTM D 2922, Density of Soil and Soil Aggregate In Place by Nuclear Methods
- f) ASTM D 3017, Water Content of Soil and Rock in Place by Nuclear Methods

SECTION 3. Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is amended by adding Section 22.04.025 to read as follows:

22.04.025 Amendments to California Residential Code

The 2010 California Residential Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.025.

A. Section R310.1 of the California Residential Code is amended to read as follows:

R310.1 Emergency escape and rescue required. Basements, habitable attics and every sleeping room shall have at least one operable emergency escape and rescue opening. Where basements contain one or more sleeping rooms, emergency egress and rescue openings shall be required in each sleeping room. Where emergency escape and rescue openings are provided they shall have a sill height of not more than 44 inches (1118 mm) above the floor. Where a door opening having a threshold below the adjacent ground elevation serves as an emergency escape and rescue opening and is provided with a bulkhead enclosure, the bulkhead enclosure shall comply with Section R310.3. The net clear opening dimensions required by this section shall be obtained by the normal operation of the emergency escape and rescue opening from the inside. Emergency escape and rescue openings with a finished sill height below the adjacent ground elevation shall be provided with a window well in accordance with Section R310.2. Emergency escape and rescue openings shall open or lead to a public way, or to a yard or court that opens to a public way. If the emergency escape and rescue opening does not open directly into a public way, or to a yard or court, the minimum headroom height between the opening and the public way, yard or court shall be 80 inches (2033 mm).

B. Section R313.1 of the California Residential Code is amended to read as follows:

R313.1 Townhouse automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in townhouses.

R313.1.1 Design and installation. Automatic residential fire sprinkler systems for townhouses shall be designed and installed in accordance with Section P2904 *R313.3* or *NFPA 13D*.

C. Section R313.2 of the California Residential Code is amended to read as follows:

R313.2 One- and two-family dwellings automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in one- and two- family dwellings.

R313.2.1 Design and installation. Automatic residential fire sprinkler systems shall be designed and installed in accordance with Section P2904 *R313.3* or *NFPA 13D*.

R313.2.2 City of Santa Barbara Local Requirements. Approved sprinkler systems shall be provided throughout a building in connection with the projects or changes of occupancy listed in this Section R313.2.2 or as specified elsewhere in this Section R313, whichever is more protective.

R313.2.3 Additions to or Remodels of Single Family Residences, duplexes and townhouses. Sprinklers are required for the addition of floor area to, or the modification or alteration of the interior of, an existing building that contains a Group R, Division 3 occupancy and townhouses, where the floor area of the portion of the building that is added, modified, or altered exceeds 75% of the existing floor area of the building. For purposes of this section, all additions, modifications, or alterations to an existing building that occur after the effective date of the ordinance adopting this section shall be counted in the aggregate toward the 75% threshold measured against the floor area of the building as it existed on the effective date of the ordinance adopting this section.

R313.2.4 Computation of Square Footage. For the purposes of this Section R313, the floor area of buildings shall be computed in accordance with the definition of "Floor area, Gross" provided in Section 1002.1 of the California Building Code.

R313.2.5 Existing use. Except as provided in this Section R313, any building in existence at the time of the effective date of the ordinance adopting this section may continue with such use if such use was legal at the time.

D. Section R317.3.1 of the California Residential Code is amended to read as follows:

R317.3.1 Fasteners for preservative-treated wood. Fasteners for preservative-treated wood shall be of hot dipped zinc-coated galvanized steel, stainless steel, silicon bronze or copper. Coating types and weights for connectors in contact with preservative-treated wood shall be in accordance with the manufacturer's recommendations. In the absence of manufacturers recommendations, a minimum of ASTM A 653 type G185 zinc-coated galvanized steel shall be used.

Exceptions:

1. One-half-inch (12.7 mm) diameter or greater steel bolts.
2. Fasteners other than nails and timber rivets shall be permitted to be of mechanically deposited zinc coated steel with coating weights in accordance with ASTM B 695, Class 55 minimum.
3. Plain carbon steel fasteners in SBX/DOT and zinc borate preservative treated wood in an interior, dry environment shall be permitted.

E. Section R327.1.1 of the California Residential Code is amended to read as follows:

R327.1.1 Scope. This chapter applies to building materials, systems and/or assemblies used in the exterior design and construction of new buildings, remodels or additions to existing buildings located within a Wildland-Urban Interface Fire Area as defined in Section R327.2 and R327.1.3.1 Item #3.

F. Section R327.1.3 of the California Residential Code is amended to read as follows:

R327.1.3. Application. New buildings, remodels, or additions to existing buildings located in any Fire Hazard Severity Zone or Wildland-Urban Interface Fire Area designated by the enforcing agency constructed after this application date shall comply with the provisions of this code.

Exception: Accessory and/or Group U occupancy buildings may be exempted from all or portions of this chapter upon approval of the Fire Marshall and/or Chief Building Official.

G. Section R327.5.2 of the California Residential Code is deleted in its entirety and readopted to read as follows:

327.5.2 Roof Coverings. Roof coverings on new buildings shall be class A noncombustible in accordance with adopted UBC Standards or otherwise as may be approved by the Chief Building Official. Roof coverings shall be class A or noncombustible fire retardant materials on existing buildings and additions or repairs to existing buildings. Treated or untreated wood shakes or shingles shall not be permitted, except on existing structures which are constructed with shake or shingle roofs where less than 20% of the existing roof is being replaced within a two (2) year period, provided such replacement roofing is fire retardant treated wood shakes or shingles.

H. Section R327.5.4 of the California Residential Code is amended to read as follows:

R327.5.4 Roof Gutters. Roof gutters shall be provided with an approved means to prevent the accumulation of leaves and debris in the gutter. All roof gutters and downspouts shall be constructed of non-combustible materials.

I. Section R327.5 of the California Residential Code is amended by adding a Section R327.5.5 "Drip Edge Flashing" to read as follows:

R327.5.5 Drip Edge Flashing. When drip edge flashing is used at the free edges of roofing materials, it shall be non-combustible.

J. Section R327.6.2 of the California Residential Code is amended to read as follows:

R327.6.2 Requirements. Ventilation openings for enclosed attics, enclosed eave soffit spaces, enclosed rafter spaces formed where ceilings are applied directly to the underside of roof rafters, and underfloor ventilation openings shall be fully covered with metal wire mesh, vents, other materials, or other devices that meet the following requirements:

1. The dimensions of the openings therein shall be a minimum of 1/16th inch (1.6 mm) and shall not exceed 1/8th inch (3.2mm).
2. The materials used shall be noncombustible.
3. The materials used shall be corrosion resistant.
4. Individual ventilation openings shall not exceed 144 square inches.
5. Turbine attic vents shall be equipped to allow one-way direction rotation only and shall not free spin in both directions.
6. Ventilation openings protected with vent openings that resist the intrusion of flame and embers, and which are listed by the State Fire Marshal, are exempt from complying with this sub-section.

K. Section R327.7.3 of the California Residential Code is amended to read as follows:

R327.7.3. Exterior Walls. The exterior wall covering or wall assembly shall comply with one of the following requirements;

1. Noncombustible material
2. Ignition-resistant material
3. Heavy-timber exterior wall assembly
4. Log wall construction assembly
5. Wall assemblies that meet the performance criteria in accordance with the test procedures for a 10-minute direct flame contact exposure test set forth in SFM Standard 12-7A-1.

L. Section R327.8.2 of the California Residential Code is amended to read as follows:

R327.8.2 Exterior glazing. The following exterior glazing materials and/or assemblies shall comply with this section:

1. Exterior windows and/or skylights.
2. Exterior glazed doors.
3. Glazed openings within exterior doors.
4. Glazed openings within exterior garage doors.
5. Exterior structural glass veneer.

M. Section R327.8.2 of the California Residential Code is amended by adding Section R327.8.2.3 to read as follows:

R327.8.2.1.1 Vinyl framing. Glazing frames made of vinyl materials shall have welded corners, metal reinforcement in the interlock area, and be certified to the most current edition of ANSI/AAMA/NWDA 101/I.S.2 structural requirements.

N. Section R327 of the California Residential Code is amended by adding a new Section R327.11 “Spark Arrestors” to read as follows:

R327.11 Spark Arrestors. All structures having any chimney, flue, or stovepipes shall be equipped with an approved spark arrestor if the chimney, flue, or stovepipe is attached to any solid fuel burning fireplace, stove, barbecue or similar appliance or device.

O. Chapter 3 of the California Residential Code is amended by adding new Sections R329 through R333 to read as follows:

R329 Special Inspections and Structural Tests. When structural tests and special inspections are required due to the methods of construction the tests and inspections shall be performed and documented as is required in Chapter 17 of the California Building Code.

R330. Encroachments into the Public Right of Way. Encroachments into the public right of way shall comply with the standards of Chapter 32 of the California Building Code.

R331. Safeguards During Construction. Provisions for pedestrian safety during construction and the protection of adjacent public and private properties shall be governed by the requirements of Chapter 33 of the California Building Code.

R332. Sound Transmission Control. Wall and floor-ceiling assemblies separating dwellings from each other and from public or service areas such as interior corridors, garages, and mechanical spaces, shall provide airborne sound insulation for walls, and both airborne and impact sound insulation for floor-ceiling assemblies. Standards and regulations controlling sound transmission between attached dwellings units shall comply with Section 1207 of the California Building Code.

R333. Residential Swimming Pools and Spas. Residential swimming pools and spas proposed appurtenant to occupancies regulated by this code, shall be installed per Section 3109.4.4 of the California Building Code as amended.

P. Section R401 of the California Residential Code is amended by adding a new Section 401.5 “Grading” to read as follows:

R401.5 Grading. Grading for all structures covered by this code shall be per Appendix J of the currently adopted California Building Code as amended.

Q. Section R3401.4 of the California Residential Code is deleted in its entirety and readopted to read as follows:

R401.4. Soils Reports/Geotech Investigations. A Soils Report or Geotechnical Investigation shall be required as per Section 1803 of the California Building Code.

Exceptions:

1. Single-story additions with less than a 500 sq. ft. "footprint" and that are less than 50% of the existing structure they are attached to.
2. Second story additions to an existing slab on grade structure that does not require new footings.
3. Detached "U" Occupancy Category buildings.

Projects utilizing any of these exceptions shall use the presumptive load-bearing values of Table R401.4.1.

R. Section R401.4.1 of the California Residential Code is deleted in its entirety. Table R401.4.1 is not deleted.

S. Section R403.1.2 of the California Residential Code is amended to read as follows:

R403.1.2 Continuous Footing in Seismic Design Categories D₀, D₁ and D₂. The braced wall panels at exterior walls of buildings located in Seismic Design Categories D₀, D₁ and D₂ shall be supported by continuous footings. All required interior braced wall panels in buildings shall be supported by continuous footings.

T. Section R403.1.3 of the California Residential Code is amended to read as follows:

R403.1.5 Slope. The top surface of footings shall be level. The bottom surface of footings shall not have a slope exceeding one unit vertical in ten units horizontal (10-percent slope). Footings shall be stepped where it is necessary to change the elevation of the top surface of the footings or where the slope of the bottom surface of the footings will exceed one unit vertical in ten units horizontal (10-percent slope).

For structures located in Seismic Design Categories D₀, D₁, D₂, and E, stepped footings shall be reinforced with four ½-inch diameter (12.7 mm) deformed reinforcing bars. Two bars shall be placed at the top of the footing and two bars shall be placed at the bottom of the footing.

U. Section R404.2 of the California Residential Code is amended to read as follows:

R404.2 Wood foundation walls. Wood foundation walls shall be constructed in accordance with the provisions of Sections R404.2.1 through R404.2.6 and with the details shown in Figures 403.1(2) and R403.1(3). Wood foundation walls shall not be used for structures located in Seismic Design Categories D₀, D₁, D₂, and E.

V. Section R802.10.2 of the California Residential Code is amended to read as follows:

R802.10.2 Design. Wood trusses shall be designed in accordance with accepted engineering practice. The design and manufacture of metal-plate-connected wood trusses shall comply with ANSI/TPI 1. The truss design drawings shall be prepared by a professional registered by the State of California.

W. Section R902.1 of the California Residential Code is amended to read as follows:

R902.1 Roofing covering materials. Roofs shall be covered with materials as set forth in Sections R904 and R905. A minimum Class A or B roof shall be installed in areas designated by this section. Class A and B roofing required by this section to be listed shall be tested in accordance with UL 790 or ASTM E 108.

X. Section R902.1.1 of the California Residential Code is amended to read as follows:

R902.1.1 Roof coverings within Wildland-Urban Interface Fire Area. The roofing and re-roofing requirements of structures within a Wildland-Urban Interface Fire Area as defined in Section R327.2 and R327.1.3.1 Item #3 shall meet the requirements of R327.

Y. Section R902.1.2 of the California Residential Code is deleted in its entirety without replacement.

Z. Section R902.1.3 of the California Residential Code is deleted in its entirety and readopted to read as follows:

R902.1.3 Roof coverings in all other areas. The roof covering or roofing assembly of any new building or the re-roofing of any existing building, regardless of type or occupancy classification, shall be no less than Class B, except that Group H, Division 1 and Group I occupancies shall be Class A. Treated or untreated wood shakes or shingles shall not be permitted, except on existing structures which are constructed with shake or shingle roofs where less than 20% of the existing roof is being replaced within a two-year period, provided such replacement roofing is fire retardant treated wood shakes or shingles.

Exception: In the High Fire Hazard District, roof coverings shall be in accordance with Section R327 as amended.

SECTION 4. Section 22.04.030 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.030. Amendments to California Plumbing Code.

The 2010 California Plumbing Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.030.

A. Section 103.4.1 of the California Plumbing Code is deleted in its entirety and readopted to read as follows:

103.4.1 Permit fees. The fee for each permit shall be established by resolution of the City Council of the City of Santa Barbara.

B. Section 412.1 of the California Plumbing Code is amended to read as follows:

412.1 Fixture Count. Plumbing fixtures shall be provided for the type of building occupancy and in the minimum number shown in Table 4-1[OSHPD 1, 2,3 & 4] and Table 4-2.

Exception: Within existing buildings, the Chief Building Official may make alternate consideration findings for partial compliance on the basis of the following criteria:

1. The cost of compliance is in excess of 15% of all cost of construction as proposed or incurred within one 1) year before or after the work proposed; and
2. The proposed use does not intensify the occupant load by more than 15% of the existing occupant load; and
3. Water closets are not reduced by more than one fixture from that required under CPC Table 4-1 criteria for the use proposed; and
4. Other physical constraints of existing buildings and occupancies relative to disabled access regulations exist.

C. Chapter 4 of the California Plumbing Code is amended to add Section 419 Water Meters Required to read as follows:

419. Water Meters Required.

419.1. Group R Occupancies. Each dwelling unit, including but not limited to apartments units, shall be served by separate City water meter. Except in projects of less than five (5) dwelling units, such meter shall serve only uses within the dwelling unit and other uses shall be served by an additional separate City water meter.

419.2. Occupancies Other Than Group R. All occupancies other than Group R on a single parcel of land, may be served by a single meter, except that no such meter shall also serve any Group R occupancy.

D. Section 603.0 of the California Plumbing Code is amended to read as follows:

603.0 Cross-connection control. Cross-connection control shall be provided in accordance with the provisions of this chapter and Sections 7583 through 7630 “Drinking Water Supplies” of Title 17 of the California Administrative Code, and where there is a conflict between the requirements, the higher level of protection shall apply.

No person shall install any water-operated equipment or mechanism, or use any water-treating chemical or substance, if it is found that such equipment, mechanism, chemical, or substance causes pollution or contamination of the domestic water supply. Such equipment or mechanism shall be permitted only when equipped with an approved backflow prevention device or assembly.

E. Section 608.2 of the California Plumbing Code is amended to read as follows

608.2 Excessive Water Pressure. Regardless of the pressure at the main, all occupancies served by the City of Santa Barbara Water Resource Division shall be equipped with an approved pressure regulator preceded by a strainer (unless a strainer is built into the device). Any irrigation system or other secondary piping that bypasses said regulator shall be equipped with its own approved pressure regulator and strainer, installed upstream of any piping, backflow device, valve, solenoid or outlet. Such regulator(s) shall control the pressure to all water outlets in the building unless otherwise approved by the Authority Having Jurisdiction. Each such regulator and strainer shall be accessibly located above ground or in a vault equipped with a properly sized and sloped bore-sighted drain to daylight, shall be protected from freezing, and shall have the strainer readily accessible for cleaning without removing the regulator or strainer body or disconnecting the supply piping. Pipe size determinations shall be based on 80 percent of the reduced pressure when using Table 6-6. An approved expansion tank shall be installed in the cold water distribution piping downstream of each such regulator to prevent excessive pressure from developing due to thermal expansion and to maintain the pressure setting of the regulator. The expansion tank shall be properly sized and installed in accordance with the manufacturer's instructions and listing. Systems designed by registered engineers shall be permitted to use approved pressure relief valves in lieu of expansion tanks provided such relief valves have a maximum pressure relief setting of one hundred (100) pounds per square inch (689 kPa) or less.

F. Section 710.0 of the California Plumbing Code is amended to add Sections 710.14 and 710.15 to read as follows:

710.14 Sewage Pump Signaling Device. Specially designed sewage disposal systems which depend upon a sewage lift pump or ejector for their operation shall be provided with an approved audible signaling device to warn building occupants in the event of pump failure.

710.15. Approved Type Backwater Valve. When the valuation of an addition, alteration, or repair to a building exceeds \$1,000.00 or when additions, alterations, or repairs are made to the plumbing system or fixtures and a permit is required, an approved backwater valve shall be installed in accordance with Section 710.0 of this Code.

Exception: Repairs to the exterior surface of a building are exempt from the requirements of this section.

G. Section 713.0 of the California Plumbing Code is amended to read as follows:

713.2 When no public sewer intended to serve any lot or premises is available in any thoroughfare or right of way abutting such lot or premises, drainage piping from any building or works shall be connected to an approved private sewage disposal system.

Approved private systems may be used until a public system is available. Upon written notice by the Chief Building Official to the record owner of title, such private systems shall be abandoned in accordance with the provisions of Section 722.0 of this code and permits to connect to the public system must be secured.

SECTION 5. Section 22.04.040 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.040 Amendments to the California Mechanical Code.

The 2010 California Mechanical Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.040.

A. Section 110 of the California Mechanical Code is hereby deleted in its entirety and readopted to read as follows:

110 Board of Appeals. Appeals of orders, decisions, or determinations made by the Authority Having Jurisdiction shall be addressed in accordance with the provisions of Section 113 and Appendix B of the California Building Code as amended by the City of Santa Barbara in Section 22.04.020.

B. Section 115 of Appendix 1 of the California Mechanical Code is deleted in its entirety and readopted to read as follows:

115 Permit fees. The fee for each permit shall be established by resolution of the City Council of the City of Santa Barbara.

SECTION 6. Section 22.04.050 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.050. Amendments to the California Electrical Code.

The 2010 California Electrical Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.050. Article 89.108.8 California Electrical Code is deleted and readopted to read as follows:

89.108.8 Appeals Board. Appeals of orders, decisions, or determinations made by the Authority Having Jurisdiction shall be addressed in accordance with the provisions of Section 113 of Chapter 1 and Appendix B of the California Building Code as amended by the City of Santa Barbara in Section 22.04.020.

SECTION 7. Section 22.04.060 of Chapter 22.04 of Title 22 of the Santa Barbara Municipal Code is adopted to read as follows:

22.04.060 Amendments to the 2009 International Property Maintenance Code

The 2009 International Property Maintenance Code, as adopted by reference pursuant to this Chapter, is amended as set forth in this Section 22.04.060.

A. Section 103 of the International Property Maintenance Code is deleted in its entirety.

B. Section 107 of the International Property Maintenance Code is deleted in its entirety and readopted to read as follows:

107 Notice and Order. The building official shall issue a notice and order directed to the record owner of the building. The notice and order shall contain the following:

1. The street address and a legal description sufficient for identification of the premises upon which the building is located.

2. A statement that the building official has found the building to be dangerous with a brief and concise description of the conditions found to render the building dangerous under the provisions of Section 302 of this code.

3. A statement of the action required to be taken as determined by the building official.

3.1 If the building official has determined that the building or structure must be repaired, the order shall require that all required permits be secured therefore and the work physically commenced within such time (not to exceed 60 days from the date of the order) and completed within such time as the building official shall determine is reasonable under all of the circumstances.

3.2 If the building official has determined that the building or structure must be vacated, the order shall require that the building or structure shall be vacated within a certain time from the date of the order as determined by the building official to be reasonable.

3.3 If the building official has determined that the building or structure must be demolished, the order shall require that the building be vacated within such time as the building official shall determine reasonable (not to exceed 60 days from the date of the order); that all required permits be secured therefore within 60 days from the date of the order; and that the demolition be completed within such time as the building official shall determine is reasonable.

4. Statements advising that if any required repair or demolition work (without vacation also being required) is not commenced within the time specified, the building official (i) will order the building vacated and posted to prevent further occupancy until the work is completed, (ii) may proceed to cause the work to be done and charge the costs thereof against the property or its owner, and (iii) will refer the case to the City Attorney for the initiation of an appropriate legal action for abatement and appropriate civil or criminal penalties..

5. Statements advising (i) that any person having any record title or legal interest in the building may appeal from the notice and order or any action of the building official to the Building and Fire Code Board of Appeals, provided the appeal is made in writing as provided in this code, and filed with the building official within 10 days from the date of service of such notice and order, and (ii) that failure to appeal will constitute a waiver of all right to an administrative hearing and determination of the matter.

C. Section 111 of the International Property Maintenance Code is deleted and readopted to read as follows:

111 Means of Appeal. Appeals of orders, decisions, or determinations made by the Authority Having Jurisdiction shall be addressed in accordance with the provisions of Section 113 of Chapter 1 and Appendix B of the California Building Code as amended by the City of Santa Barbara in Section 22.04.020.

SECTION 8. Whenever in this Ordinance or in any of the codes adopted by reference hereby, another code or publication of standards or of rules or regulations is referred to, such reference shall incorporate and adopt by reference such other codes, standards or rules or regulations as part of this ordinance. A copy of said primary and secondary codes are on file and shall be maintained for public inspection by the Chief Building Official as provided in Title 5, Division 1, Part 1, Chapter 1 of the California Government Code while this Ordinance is in force.

SECTION 9. Ordinance Numbers 5440 are 5451 are repealed upon the effective date of this ordinance.

SECTION 10. The provisions of this ordinance shall take effect at 12:01 a.m. on January 1, 2011.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2011 First Quarter Interim Financial Statements

RECOMMENDATION:

That Council accept the Fiscal Year 2011 Interim Financial Statements for the Three Months Ended September 30, 2010.

DISCUSSION:

Each month, the Finance Department submits interim financial statements to Council, which show the progress of revenues and expenditures, in relation to budget, for each of the City's funds (Attachment 2). Each quarter, the interim financial statements are expanded to include a narrative analysis of the General Fund and enterprise funds (Attachment 1). The information in this report will be discussed with the Finance Committee on November 9, 2010.

This report covers the first three months of the fiscal year, and it is premature to make any solid projections for the year; however, the sharp decline in revenues over the past two years appears to have ended. Revenues were budgeted conservatively and, at this time, it appears that revenues will exceed budget by fiscal year-end. Expenditures appear to be within expectations at September 30 and most of the expenditure variances are timing differences that will diminish throughout the year. Significant variances are discussed in Attachment 1.

ATTACHMENTS:

1. Interim Financial Statements (Narrative Analysis)
2. Interim Statement of Revenues and Expenditures – Summary by Fund

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Samario, Finance Director

APPROVED BY: City Administrator's Office

***Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)***

General Fund Revenues

The table below summarizes General Fund revenues for the three months ended September 30, 2010. For interim financial statement purposes, revenues are reported on the cash basis (i.e. when the funds are received). The table below includes the budgeted totals as well as the year-to-date (YTD) budget, which for tax revenues and franchise fees has been seasonally adjusted based on a 3-year average of collections through the same period. Because tax revenues are not collected evenly throughout the year, adjusting the year-to-date budget to reflect the unique collection pattern of each type of tax revenue enables a more meaningful comparison to year-to-date results as shown in the Year-to-Date Actual column. For all other revenues, the Year-to-Date Budget column represents 25% (3 months out of the 12 elapsed) of the annual budget column. Unlike tax revenues, these revenues tend to be collected more evenly during the year.

**Summary of Revenues
For the Three Months Ended September 30, 2010
GENERAL FUND**

	Current Year Analysis						Prior Year Analysis	
	Annual Budget	YTD Budget *	YTD Actual	YTD Variance	YTD Percent Rec'd	3-Year Average Benchmark	Prior Year YTD Actual	Variance Prior Yr To Current Yr
Sales & Use Tax	\$ 16,714,359	\$ 3,349,558	\$ 3,312,671	\$ (36,887)	19.82%	20.04%	\$ 3,217,116	3.0%
Property Tax	22,790,000	-	-	-	0.00%	0.00%	-	0.0%
UUT	7,040,000	1,782,528	1,817,174	34,646	25.81%	25.32%	1,760,166	3.2%
TOT	11,157,000	4,024,330	4,295,569	271,239	38.50%	36.07%	3,880,775	10.7%
Bus License	2,168,000	363,790	414,774	50,984	19.13%	16.78%	392,038	5.8%
Prop Trans Tax	358,100	117,636	99,093	(18,543)	27.67%	32.85%	90,014	10.1%
Total Taxes	60,227,459	9,637,842	9,939,281	301,439	16.50%	16.00%	9,340,109	6.4%
License & Permits	194,000	48,500	27,122	(21,378)	13.98%	25.00%	42,540	-36.2%
Fines & Forfeitures	2,909,069	727,267	661,693	(65,574)	22.75%	25.00%	796,880	-17.0%
Franchise Fee	3,266,000	757,385	767,154	9,769	23.49%	23.19%	709,716	8.1%
Use of Money & Property	1,270,150	317,538	300,540	(16,998)	23.66%	25.00%	458,832	-34.5%
Intergovernmental	1,584,733	396,183	254,755	(141,428)	16.08%	25.00%	125,354	103.2%
Fee & Charges	20,101,869	5,025,467	4,841,054	(184,413)	24.08%	25.00%	5,205,066	-7.0%
Miscellaneous	8,891,660	2,222,915	2,386,323	163,408	26.84%	25.00%	2,628,866	-9.2%
Total Other	38,217,481	9,495,256	9,238,641	(256,615)	24.17%	25.00%	9,967,254	
Total Before Budgeted Variances	98,444,940	19,133,097	19,177,922	44,825			19,307,363	
Anticipated Year-End Var	1,248,429	312,107	-	(312,107)	0.00%	25.00%	-	0.0%
Budgeted Labor Concessions	2,367,748	591,937	-	(591,937)	0.00%	25.00%	-	0.0%
Total Budgeted Variance	3,616,177	904,044	-	(904,044)			-	
Total Revenues	\$ 102,061,117	\$ 20,037,142	\$ 19,177,922	\$ (859,220)	18.79%	19.63%	\$ 19,307,363	-0.7%

* YTD Budget for Taxes is calculated based on a 3-year average of collections for each revenue source; for all other revenues, YTD Budget is calculated on a straight-line basis based on the number of months elapsed.

Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)

After only three months of activity, it is generally difficult to project with any degree of certainty where revenues will end the year. After significant revenue declines over the past two fiscal years, revenues appear to be starting to stabilize. Variances in some of the City's major revenues are discussed below.

Sales and Use Taxes

Sales tax revenue ended the first quarter approximately \$37,000 below the YTD budget on a cash basis. However, the revenues received through September 30, 2010 are primarily payments of sales tax revenues earned for the quarter ended June 30, 2010. Sales tax payments for the first three months of the year will not be received until mid-December but it appears that these revenues have begun to slowly improve after two years of declines.

Property Tax

Property taxes are received in December and April of each year after the December and April property tax installments are due from property owners. As such, we do not usually receive any payments until after the first quarter. The City did not receive any property tax payments in the first three months of this year.

Transient Occupancy Tax

TOT revenue was approximately \$271,000 (2.4%) over the YTD budget at September 30. TOT revenues have grown from prior year amounts each month since January 2010 and are 10.7% above revenues for the first quarter of last fiscal year. These revenues are expected to continue their steady growth and surpass budgeted revenues by approximately 3-5% by year-end.

Intergovernmental

One of the largest components of Intergovernmental revenue is mutual aid reimbursements received by the Fire Department. These revenues are generated when the Fire Department provides mutual aid assistance to other locations throughout the state. The City is reimbursed for the actual costs of providing assistance, plus an overhead factor to provide the service. Intergovernmental revenue is approximately \$141,000 (9%) behind the YTD budget; however, the YTD budget is high because of high Mutual Aid revenues in FY 2008 and FY 2009. The Fire Department budgeted \$1.25 million in mutual aid reimbursements for the year. It is virtually impossible to project if these revenues will meet budget during the year because of the unpredictable nature of this revenue source. Last year's mutual aid revenues were approximately \$1 million under budget.

***Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)***

General Fund Expenditures

The table below summarizes the General Fund budget and year-to-date expenditures through September 30, 2010. The Annual Budget column represents the amended budget, which includes appropriation carryovers from the prior year, as well as any supplemental appropriations approved by Council in the current year.

As shown below, a year-to-date budget (labeled "YTD Budget") column is included. This represents 25% of the annual budget to coincide with 3 out of 12 months in the fiscal year having elapsed. Unlike revenues, where the collection rate during the year is often seasonally affected, salaries & benefits and many other expenditures tend to be incurred fairly evenly throughout the year.

SUMMARY OF EXPENDITURES GENERAL FUND For the Three Months Ended September 30, 2010							
Department	Annual Budget	YTD Budget	YTD Actual	Variance Without Encumbrance	Encum- brance	Variance With Encumb Favorable (Unfavorable)	
						\$	%
Mayor & Council	\$ 686,819	\$ 171,705	\$ 179,880	\$ (8,175)	\$ 2,098	\$ (10,273)	-1.5%
City Attorney	1,867,900	466,975	543,568	(76,593)	-	(76,593)	-4.1%
City Administrator	1,799,157	449,789	509,537	(59,748)	30,462	(90,210)	-5.0%
Administrative Svs.	1,641,770	410,443	371,846	38,597	45,480	(6,884)	-0.4%
Finance	4,189,067	1,047,267	1,064,922	(17,655)	13,163	(30,818)	-0.7%
Police	33,287,862	8,321,966	8,863,557	(541,592)	246,283	(787,875)	-2.4%
Fire	21,441,666	5,360,417	5,712,429	(352,013)	84,800	(436,813)	-2.0%
Public Works	6,571,047	1,642,762	1,629,329	13,433	110,719	(97,286)	-1.5%
Parks & Recreation	12,885,815	3,221,454	3,539,206	(317,752)	184,021	(501,773)	-3.9%
Library	4,170,380	1,042,595	958,595	84,000	20,018	63,982	1.5%
Community Dev.	9,960,413	2,490,103	2,372,270	117,833	65,893	51,940	0.5%
Non-Departmental	3,764,520	941,130	1,051,013	(109,883)	-	(109,883)	-2.9%
Total	<u>\$ 102,266,416</u>	<u>\$ 25,566,604</u>	<u>\$ 26,796,152</u>	<u>\$ (1,229,548)</u>	<u>\$ 802,937</u>	<u>\$ (2,032,485)</u>	-2.0%
% of annual budget		25.0%	26.2%	-1.2%	0.8%	-2.0%	

The annual budget of \$102.3 million is a \$2.5 million reduction from the \$104.8 million budget in the prior year. The year-to-date budget is \$25.6 million (25%) at September 30. Actual expenditures of \$26.8 million resulted in an unfavorable variance of \$1.2 million (1.2%) at September 30.

As of September 30th, all but three departments exceeded their YTD budget. This is primarily due to the timing of payrolls in the first three months of the year. To date, 7 of the 26 annual payrolls (26.2%) occurred while only 25% of the year elapsed. This is a timing variance that will even out throughout the remainder of the fiscal year and salary and benefits expenditures are anticipated to end the year under budget. All departments will be within legal appropriations limits at year-end.

Police Department expenditures were approximately 1.6% (\$542,000) above the YTD budget at September 30. Approximately \$225,000 of this variance is due to overtime costs for special

***Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)***

events such as July 4th and Fiesta celebrations which occur in the first quarter. Fire Department costs were approximately 2% over the YTD budget due to salaries & benefits. Minimum staffing overtime was approximately 10.1% percent over the YTD budget, primarily due to covering shifts for firefighters who have been out on medical leave. This situation will be monitored throughout the year and an appropriations adjustment will be requested later in the year if it is deemed necessary.

It is not unusual for Parks and Recreation expenditures to exceed the year-to-date budget for the first quarter because of the summer camp programs that occur in the department. Non-departmental expenditures usually exceed the year-to-date budget at September 30 because of semi-annual debt service payments that are made when due in September and not ratably throughout the year.

***Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)***

Enterprise Fund Revenues and Expenses

Unlike the General Fund, which relies primarily on taxes to subsidize programs and services, Enterprise Fund operations are financed primarily from user fees. The table below summarizes Enterprise Fund revenues through September 30, 2010, with a comparison to budget and prior year. Note that the "YTD Budget" column has been calculated based on a 3-year average collection rate through September 30th. This rate, which is shown as a percentage in the "3 Year Average" column, has been applied to the annual budget amount to arrive at the Year-to-Date Budget. This approach is used in recognition that enterprise fund revenues, like General Fund tax revenues, are seasonally affected and are not necessarily received evenly throughout the year. After only three months of activity, it is generally difficult to project with certainty where revenues will end the year.

As shown below, most enterprise fund revenues are within one percent of the YTD budget. Only the Airport and Golf Funds had revenue variances of more than one percent from the YTD budget. These revenue variances will be discussed below.

SUMMARY OF REVENUES & EXPENSES Three Months Ended December 31, 2010 ENTERPRISE FUNDS								
	Current Year Analysis						Prior Year Analysis	
	Annual Budget	YTD Budget *	YTD Actual	YTD Variance	YTD Percent	3 Year Average	YTD Actual	% Variance
Water Fund								
Revenues	\$ 34,632,686	\$ 10,313,614	\$ 10,047,997	\$ (265,617)	29.0%	29.8%	\$ 10,284,372	-2.3%
Expenses **	35,669,711	8,917,428	8,106,415	811,013	22.7%	25.0%	8,134,138	-0.3%
Wastewater Fund								
Revenues	14,985,411	4,032,574	4,060,456	27,882	27.1%	26.9%	3,992,192	1.7%
Expenses **	18,916,345	4,729,086	4,175,735	553,351	22.1%	25.0%	3,106,338	34.4%
Downtown Parking Fund								
Revenues	6,689,440	1,681,056	1,652,303	(28,753)	24.7%	25.1%	1,737,513	-4.9%
Expenses **	7,363,740	1,840,935	1,530,484	310,451	20.8%	25.0%	1,764,058	-13.2%
Airport Fund								
Revenues	13,065,477	3,076,920	3,343,357	266,437	25.6%	23.6%	3,122,196	7.1%
Expenses **	13,134,132	3,283,533	2,748,419	535,114	20.9%	25.0%	2,644,434	3.9%
Golf Fund								
Revenues	2,049,194	569,061	546,313	(22,748)	26.7%	27.8%	535,909	1.9%
Expenses **	2,060,811	515,203	615,125	(99,922)	29.8%	25.0%	737,360	-16.6%
Waterfront Fund								
Revenues	11,762,974	3,425,378	3,326,858	(98,520)	28.3%	29.1%	3,436,120	-3.2%
Expenses **	11,850,433	2,962,608	2,495,306	467,302	21.1%	25.0%	2,378,923	4.9%
* The YTD Budget column has been calculated based on a 3-year average collection rate through September 30 which has been applied to the annual budget.								
** Expenses include encumbrances at September 30								

***Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)***

Enterprise fund expenses through September 30, 2010, with a comparison to budget and prior year, are also summarized in the table on the previous page. The column labeled "YTD Budget" represents 25% of the annual budget column. Although many expenses tend to be incurred somewhat evenly throughout the year, there are some notable expenses that do not. These expenses, such as debt service and capital projects, can create significant temporary variances from the YTD budget at certain times during the year.

The table does not include outstanding encumbrances as of September 30, 2010, as their inclusion can significantly distort the analysis of expenditures after just three months. Outstanding encumbrances include appropriations that were carried forward from the prior year as part of the appropriation carryovers and contracts or blanket purchase orders that have been added in the current year but are expected to be spent over the coming months.

Expenses in all enterprise funds, except the Golf Fund, are under the year-to-date budget at September 30, 2010. As previously noted, there is a timing variance for salaries & benefits at September 30th. However, this temporary variance has been offset in most enterprise funds by position vacancies, encumbered but unspent costs for supplies and services, and debt service. These temporary variances in budgeted costs are expected to lessen throughout the remainder of the fiscal year. It is too soon in the year to make detailed projections on budget variances during the remainder of the year. However, expense activity is closely monitored by staff and annual projections are revised as necessary.

The following discussion highlights some of the more significant revenue and expense variances of the enterprise funds, in relation to budget or prior year.

Water Fund

Water Fund revenues were approximately \$266,000 below the year-to-date budget as of September 30th; however, this is only a variance of -0.8%. Of the \$34.6 million in budgeted Water Fund revenue this year, approximately \$30.4 million (87.6%) is derived from charges for metered water service. Metered water sales were approximately \$248,000 (-0.8%) below the seasonally adjusted budget and accounted for most of the overall negative revenue variance in the fund. Consumption is the primary factor impacting metered water revenue variances and is somewhat dependent on weather conditions. The summer was relatively mild this year and we will need to wait until after the rainy season to determine where revenues will end up at year-end.

Expenses for the Water Fund were 2.3% under the YTD budget but in line with expenditures for the first quarter of the prior year. The YTD budget variance is primarily the result of the timing of semi-annual debt service payments and encumbered but unspent costs for materials, supplies, and services. These variances tend to even out as we get further into the fiscal year.

Wastewater Fund

Wastewater Fund expenses were \$553,000 (2.9%) below the YTD budget through the first three months of the year. Approximately \$338,000 of the variance is related to the timing of debt service payments. The remaining variance is primarily due to materials, supplies and services that will be utilized throughout the remainder of the year. Year-to-date expenses are almost \$1.1 million higher than those from the first quarter last year due to an increase in budgeted capital outlay transfers that will be used to fund capital improvements to the wastewater system.

Fiscal Year 2011 Interim Financial Statements
For the Three Months Ended September 30, 2010 (25% of Year Elapsed)

Downtown Parking

Downtown Parking Fund expenses were approximately \$234,000 (13.2%) below prior year expenses due to a budgeted reduction in capital outlay transfers in the current year. Capital improvements vary from year to year and the improvements planned for this year are lower than those in the prior year.

Airport Fund

Airport Fund revenues are approximately 2% (\$266,000) ahead of the YTD budget at September 30 and approximately 7% (\$221,000) ahead of revenues for the first quarter of the prior year. Conservative budgets contributed to the favorable YTD budget variance but the positive variance is also partially due to operational factors. Passenger counts have been steadily increasing in the first quarter from those in the prior year, with increases ranging from 2.4% to 5.4% per month. Additionally, Non-Commercial Aviation revenues are ahead of the YTD budget, primarily due to positive variances in self-service fuel sales (\$3,800) and general aviation landing fees (\$47,000).

Golf Fund

Golf Fund revenues were approximately 1.1% below the YTD budget for the first three months of the year; however, revenues are slightly higher than those for the first three months of the prior year. Fees for golf rounds and gift card sales were in line with the YTD budget but rents and investment income were approximately 3.3% and 6.8%, respectively, below the average collection rate through the first three months of the year. The weak local economy has had a negative impact on the number of rounds played and the percentage rents received by the Golf Fund for the pro shop and Mulligan's restaurant. The golf course is implementing an updated marketing approach and special pricing to increase the number of rounds played and increase revenues.

Golf Fund expenses were 4.8% (\$100,000) over the YTD budget at September 30th primarily due to the timing of payroll expenses thus far in the year. This will even out over the remainder of the year and no adjustments to appropriations are anticipated at this time.

Waterfront Fund

Waterfront Fund revenues are slightly less than 1% (\$99,000) below the YTD budget at September 30 but approximately 3.2% (\$109,000) below prior year revenues for the same period. This negative variance is primarily due to revenues for slip transfer fees and parking revenues coming in lower than anticipated. Slip transfer fees were up to historic normal levels in the first quarter of last fiscal year but have been significantly lower since then. They have been tracking in line with the sub-par housing market in the area and are not anticipated to significantly improve in the near future. Parking revenues were down in all lots and this has been attributed to the cold and foggy weather at the Santa Barbara beaches this summer.

Waterfront expenses were approximately \$467,000 below the YTD budget at September 30 but \$116,000 above expenses for the same period in the prior year. The current-year variance is temporary due to planned materials, supplies, and services expenses that have been encumbered but not spent. These are expected to be consumed throughout the remainder of the fiscal year.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
GENERAL FUND					
Revenue	102,061,117	19,177,920	-	82,883,197	18.8%
Expenditures	102,266,416	26,796,152	802,937	74,667,327	27.0%
<i>Addition to / (use of) reserves</i>	<u>(205,299)</u>	<u>(7,618,232)</u>	<u>(802,937)</u>		
WATER OPERATING FUND					
Revenue	34,632,686	10,047,997	-	24,584,689	29.0%
Expenditures	35,669,711	8,106,415	3,443,533	24,119,763	32.4%
<i>Addition to / (use of) reserves</i>	<u>(1,037,025)</u>	<u>1,941,582</u>	<u>(3,443,533)</u>		
WASTEWATER OPERATING FUND					
Revenue	14,985,411	4,060,456	-	10,924,955	27.1%
Expenditures	18,916,345	4,175,735	2,947,235	11,793,375	37.7%
<i>Addition to / (use of) reserves</i>	<u>(3,930,934)</u>	<u>(115,279)</u>	<u>(2,947,235)</u>		
DOWNTOWN PARKING					
Revenue	6,689,440	1,652,303	-	5,037,137	24.7%
Expenditures	7,363,740	1,530,484	837,434	4,995,822	32.2%
<i>Addition to / (use of) reserves</i>	<u>(674,300)</u>	<u>121,819</u>	<u>(837,434)</u>		
AIRPORT OPERATING FUND					
Revenue	13,065,477	3,343,357	-	9,722,120	25.6%
Expenditures	13,134,132	2,748,419	731,164	9,654,549	26.5%
<i>Addition to / (use of) reserves</i>	<u>(68,655)</u>	<u>594,938</u>	<u>(731,164)</u>		
GOLF COURSE FUND					
Revenue	2,049,194	546,313	-	1,502,881	26.7%
Expenditures	2,060,811	615,125	123,977	1,321,709	35.9%
<i>Addition to / (use of) reserves</i>	<u>(11,617)</u>	<u>(68,812)</u>	<u>(123,977)</u>		
INTRA-CITY SERVICE FUND					
Revenue	6,083,553	1,189,233	-	4,894,320	19.5%
Expenditures	6,781,899	1,119,978	701,696	4,960,225	26.9%
<i>Addition to / (use of) reserves</i>	<u>(698,346)</u>	<u>69,254</u>	<u>(701,696)</u>		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
FLEET REPLACEMENT FUND					
Revenue	2,227,068	562,305	-	1,664,763	25.2%
Expenditures	4,631,542	237,598	1,547,841	2,846,103	38.5%
<i>Addition to / (use of) reserves</i>	<u>(2,404,474)</u>	<u>324,707</u>	<u>(1,547,841)</u>		
FLEET MAINTENANCE FUND					
Revenue	2,429,418	599,875	-	1,829,543	24.7%
Expenditures	2,485,972	548,707	293,275	1,643,990	33.9%
<i>Addition to / (use of) reserves</i>	<u>(56,554)</u>	<u>51,167</u>	<u>(293,275)</u>		
SELF INSURANCE TRUST FUND					
Revenue	5,694,553	1,356,379	-	4,338,174	23.8%
Expenditures	6,194,109	2,225,873	497,251	3,470,986	44.0%
<i>Addition to / (use of) reserves</i>	<u>(499,556)</u>	<u>(869,494)</u>	<u>(497,251)</u>		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,302,393	572,896	-	1,729,497	24.9%
Expenditures	2,307,501	574,479	95,278	1,637,743	29.0%
<i>Addition to / (use of) reserves</i>	<u>(5,108)</u>	<u>(1,583)</u>	<u>(95,278)</u>		
WATERFRONT FUND					
Revenue	11,762,974	3,326,858	-	8,436,116	28.3%
Expenditures	11,850,433	2,495,306	879,819	8,475,308	28.5%
<i>Addition to / (use of) reserves</i>	<u>(87,459)</u>	<u>831,553</u>	<u>(879,819)</u>		
TOTAL FOR ALL FUNDS					
Revenue	203,983,284	46,435,892	-	157,547,392	22.8%
Expenditures	213,662,612	51,174,272	12,901,440	149,586,900	30.0%
<i>Addition to / (use of) reserves</i>	<u>(9,679,328)</u>	<u>(4,738,380)</u>	<u>(12,901,440)</u>		

**** It is City policy to adopt a balanced budget. In most cases, encumbrance balances exist at year-end. These encumbrance balances are obligations of each fund and must be reported at the beginning of each fiscal year. In addition, a corresponding appropriations entry must be made in order to accommodate the 'carried-over' encumbrance amount. Most differences between budgeted annual revenues and expenses are due to these encumbrance carryovers.**

CITY OF SANTA BARBARA
General Fund
Interim Statement of Budgeted and Actual Revenues
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	Annual Budget	YTD Actual	Remaining Balance	Percent Received	Previous YTD
TAXES					
Sales and Use	16,714,359	3,312,671	13,401,688	19.8%	3,217,116
Property Taxes	22,790,000	-	22,790,000	0.0%	-
Utility Users Tax	7,040,000	1,817,174	5,222,826	25.8%	1,760,166
Transient Occupancy Tax	11,157,000	4,295,569	6,861,431	38.5%	3,880,775
Franchise Fees	3,266,000	767,154	2,498,846	23.5%	709,716
Business License	2,168,000	414,774	1,753,226	19.1%	392,038
Real Property Transfer Tax	358,100	99,093	259,007	27.7%	90,014
<i>Total</i>	<u>63,493,459</u>	<u>10,706,434</u>	<u>52,787,025</u>	<u>16.9%</u>	<u>10,049,824</u>
LICENSES & PERMITS					
Licenses & Permits	194,000	27,122	166,878	14.0%	42,540
<i>Total</i>	<u>194,000</u>	<u>27,122</u>	<u>166,878</u>	<u>14.0%</u>	<u>42,540</u>
FINES & FORFEITURES					
Parking Violations	2,469,069	528,241	1,940,828	21.4%	680,245
Library Fines	115,000	26,625	88,375	23.2%	29,161
Municipal Court Fines	150,000	52,153	97,847	34.8%	47,024
Other Fines & Forfeitures	175,000	54,674	120,326	31.2%	40,450
<i>Total</i>	<u>2,909,069</u>	<u>661,693</u>	<u>2,247,376</u>	<u>22.7%</u>	<u>796,880</u>
USE OF MONEY & PROPERTY					
Investment Income	848,615	192,264	656,351	22.7%	355,485
Rents & Concessions	421,535	108,276	313,259	25.7%	103,347
<i>Total</i>	<u>1,270,150</u>	<u>300,540</u>	<u>969,610</u>	<u>23.7%</u>	<u>458,832</u>
INTERGOVERNMENTAL					
Grants	1,420,693	136,592	1,284,101	9.6%	-
Vehicle License Fees	150,000	116,687	33,313	77.8%	125,354
Reimbursements	14,040	1,475	12,565	10.5%	-
<i>Total</i>	<u>1,584,733</u>	<u>254,755</u>	<u>1,329,978</u>	<u>16.1%</u>	<u>125,354</u>
FEES & SERVICE CHARGES					
Finance	858,930	209,256	649,674	24.4%	206,506
Community Development	4,452,856	1,123,546	3,329,310	25.2%	1,290,485
Recreation	2,358,031	673,397	1,684,634	28.6%	659,290
Public Safety	476,348	120,896	355,452	25.4%	101,713
Public Works	5,219,373	1,331,839	3,887,534	25.5%	1,251,888
Library	779,643	7,557	772,086	1.0%	364,331
Reimbursements	5,956,688	1,374,563	4,582,125	23.1%	1,332,728
<i>Total</i>	<u>20,101,869</u>	<u>4,841,054</u>	<u>15,260,815</u>	<u>24.1%</u>	<u>5,206,941</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	1,282,193	489,386	792,807	38.2%	415,287
Indirect Allocations	6,520,510	1,630,128	4,890,382	25.0%	1,889,778
Operating Transfers-In	4,705,134	266,809	4,438,325	5.7%	321,926
<i>Total</i>	<u>12,507,837</u>	<u>2,386,323</u>	<u>10,121,514</u>	<u>19.1%</u>	<u>2,626,991</u>
TOTAL REVENUES	<u>102,061,117</u>	<u>19,177,920</u>	<u>82,883,197</u>	<u>18.8%</u>	<u>19,307,362</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
GENERAL GOVERNMENT						
<u>Mayor & City Council</u>						
MAYOR	686,819	179,880	2,098	504,841	26.5%	
<i>Total</i>	686,819	179,880	2,098	504,841	26.5%	170,924
<u>City Attorney</u>						
CITY ATTORNEY	1,867,900	543,568	-	1,324,332	29.1%	
<i>Total</i>	1,867,900	543,568	-	1,324,332	29.1%	474,863
<u>Administration</u>						
CITY ADMINISTRATOR	1,289,339	391,262	2,098	895,979	30.5%	
LABOR RELATIONS	110,649	21,893	-	88,756	19.8%	
CITY TV	399,169	96,382	28,364	274,422	31.3%	
<i>Total</i>	1,799,157	509,537	30,462	1,259,158	30.0%	471,555
<u>Administrative Services</u>						
CITY CLERK	433,472	103,528	23,833	306,111	29.4%	
HUMAN RESOURCES	1,072,931	238,772	21,646	812,513	24.3%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	135,367	29,546	-	105,821	21.8%	
<i>Total</i>	1,641,770	371,846	45,480	1,224,444	25.4%	416,428
<u>Finance</u>						
ADMINISTRATION	225,246	53,204	7,495	164,547	26.9%	
TREASURY	442,107	111,598	1,700	328,809	25.6%	
CASHIERING & COLLECTION	419,606	113,912	-	305,694	27.1%	
LICENSES & PERMITS	383,444	106,145	-	277,299	27.7%	
BUDGET MANAGEMENT	376,809	97,493	-	279,316	25.9%	
ACCOUNTING	389,626	98,077	-	291,549	25.2%	
PAYROLL	266,456	68,665	-	197,791	25.8%	
ACCOUNTS PAYABLE	207,691	54,195	-	153,496	26.1%	
CITY BILLING & CUSTOMER SERVICE	575,806	127,545	-	448,261	22.2%	
PURCHASING	657,198	171,099	3,097	483,002	26.5%	
CENTRAL STORES	158,284	39,667	533	118,084	25.4%	
MAIL SERVICES	86,794	23,323	337	63,134	27.3%	
<i>Total</i>	4,189,067	1,064,922	13,163	3,110,983	25.7%	1,169,218
TOTAL GENERAL GOVERNMENT	10,184,713	2,669,754	91,202	7,423,757	27.1%	2,702,988
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	1,167,171	308,104	-	859,067	26.4%	
SUPPORT SERVICES	568,188	149,279	1,654	417,255	26.6%	
RECORDS	1,298,843	330,211	23,140	945,492	27.2%	
COMMUNITY SVCS	915,200	277,346	5,132	632,722	30.9%	
CRIME ANALYSIS	7,067	1,767	-	5,300	25.0%	
PROPERTY ROOM	128,526	36,470	820	91,236	29.0%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
PUBLIC SAFETY						
<u>Police</u>						
TRNG/RECRUITMENT	461,709	115,885	822	345,002	25.3%	
RANGE	1,023,098	273,159	5,807	744,132	27.3%	
BEAT COORDINATORS	490,445	147,433	-	343,012	30.1%	
INFORMATION TECHNOLOGY	1,112,749	409,260	6,765	696,724	37.4%	
INVESTIGATIVE DIVISION	4,437,263	1,109,556	4,900	3,322,807	25.1%	
CRIME LAB	219,231	36,243	589	182,400	16.8%	
PATROL DIVISION	13,480,216	3,488,296	164,003	9,827,918	27.1%	
TRAFFIC	1,320,753	316,755	1,304	1,002,695	24.1%	
SPECIAL EVENTS	984,500	551,171	-	433,329	56.0%	
TACTICAL PATROL FORCE	1,143,556	302,903	-	840,653	26.5%	
STREET SWEEPING ENFORCEMENT	285,115	74,993	-	210,122	26.3%	
NIGHT LIFE ENFORCEMENT	333,926	43,151	-	290,775	12.9%	
PARKING ENFORCEMENT	1,024,125	236,206	28,811	759,108	25.9%	
CCC	2,346,794	513,554	2,538	1,830,701	22.0%	
ANIMAL CONTROL	539,388	141,815	-	397,573	26.3%	
<i>Total</i>	<u>33,287,862</u>	<u>8,863,557</u>	<u>246,283</u>	<u>24,178,022</u>	27.4%	<u>7,576,103</u>
<u>Fire</u>						
ADMINISTRATION	816,405	206,640	5,023	604,742	25.9%	
EMERGENCY SERVICES AND PUBLIC ED	210,178	51,178	-	159,000	24.3%	
PREVENTION	1,201,381	278,399	1,639	921,343	23.3%	
WILDLAND FIRE MITIGATION PROGRAM	180,935	42,021	24,412	114,502	36.7%	
OPERATIONS	17,331,070	4,627,843	53,726	12,649,501	27.0%	
ARFF	1,701,697	506,348	-	1,195,349	29.8%	
<i>Total</i>	<u>21,441,666</u>	<u>5,712,429</u>	<u>84,800</u>	<u>15,644,437</u>	27.0%	<u>5,000,060</u>
TOTAL PUBLIC SAFETY	<u>54,729,528</u>	<u>14,575,985</u>	<u>331,083</u>	<u>39,822,460</u>	27.2%	<u>12,576,163</u>
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	872,992	198,358	17,458	657,177	24.7%	
ENGINEERING SVCS	4,353,334	1,125,621	2,370	3,225,342	25.9%	
PUBLIC RT OF WAY MGMT	983,568	255,269	6,006	722,293	26.6%	
ENVIRONMENTAL PROGRAMS	361,153	50,081	84,885	226,187	37.4%	
<i>Total</i>	<u>6,571,047</u>	<u>1,629,329</u>	<u>110,719</u>	<u>4,830,999</u>	26.5%	<u>1,419,070</u>
TOTAL PUBLIC WORKS	<u>6,571,047</u>	<u>1,629,329</u>	<u>110,719</u>	<u>4,830,999</u>	26.5%	<u>1,419,070</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	476,287	142,134	-	334,153	29.8%	
FACILITIES	354,519	95,762	15,413	243,344	31.4%	
CULTURAL ARTS	420,422	115,047	7,328	298,047	29.1%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>** Remaining Balance</u>	<u>YTD Expended and Encumbered</u>	<u>Previous YTD</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
YOUTH ACTIVITIES	733,831	265,641	7,662	460,527	37.2%	
SR CITIZENS	653,938	151,152	511	502,275	23.2%	
AQUATICS	1,042,852	459,822	37,391	545,640	47.7%	
SPORTS	495,345	97,197	18,225	379,923	23.3%	
TENNIS	258,175	60,074	-	198,101	23.3%	
NEIGHBORHOOD & OUTREACH SERV	989,941	268,992	6,535	714,414	27.8%	
ADMINISTRATION	520,544	135,639	-	384,905	26.1%	
PROJECT MANAGEMENT TEAM	223,659	57,682	-	165,977	25.8%	
BUSINESS SERVICES	302,136	68,232	4,922	228,982	24.2%	
FACILITY & PROJECT MGT	951,580	338,291	1,671	611,617	35.7%	
GROUND MANAGEMENT	4,134,610	1,003,828	66,619	3,064,163	25.9%	
FORESTRY	1,163,333	241,342	3,690	918,301	21.1%	
BEACH MAINTENANCE	164,643	38,371	14,053	112,220	31.8%	
<i>Total</i>	<u>12,885,815</u>	<u>3,539,206</u>	<u>184,021</u>	<u>9,162,589</u>	28.9%	<u>3,612,702</u>
<u>Library</u>						
ADMINISTRATION	399,732	96,953	-	302,779	24.3%	
PUBLIC SERVICES	1,997,383	477,056	7,395	1,512,932	24.3%	
SUPPORT SERVICES	1,773,265	384,587	12,622	1,376,056	22.4%	
<i>Total</i>	<u>4,170,380</u>	<u>958,595</u>	<u>20,018</u>	<u>3,191,767</u>	23.5%	<u>915,586</u>
TOTAL COMMUNITY SERVICES	<u>17,056,195</u>	<u>4,497,801</u>	<u>204,039</u>	<u>12,354,356</u>	27.6%	<u>4,528,288</u>
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	427,609	129,626	885	297,098	30.5%	
ECON DEV	52,296	12,062	-	40,234	23.1%	
CITY ARTS ADVISORY PROGRAM	427,260	-	-	427,260	0.0%	
HUMAN SVCS	819,851	169,835	-	650,016	20.7%	
RDA	685,691	181,654	-	504,037	26.5%	
RDA HSG DEV	642,855	155,185	-	487,670	24.1%	
LR PLANNING/STUDIES	716,236	205,789	752	509,695	28.8%	
DEV & DESIGN REVIEW	952,017	227,173	11,152	713,692	25.0%	
ZONING	809,341	199,350	1,178	608,814	24.8%	
DESIGN REV & HIST PRESERVATN	886,555	184,336	19,740	682,479	23.0%	
SHO/ENVIRON REVIEW/TRAINING	737,535	191,645	4,317	541,574	26.6%	
BLDG PERMITS	1,027,134	273,104	755	753,275	26.7%	
RECORDS & ARCHIVES	523,630	124,637	19,222	379,770	27.5%	
PLAN CK & COUNTER SRV	1,252,403	317,710	7,894	926,799	26.0%	
<i>Total</i>	<u>9,960,413</u>	<u>2,372,270</u>	<u>65,893</u>	<u>7,522,249</u>	24.5%	<u>2,076,831</u>
TOTAL COMMUNITY DEVELOPMENT	<u>9,960,413</u>	<u>2,372,270</u>	<u>65,893</u>	<u>7,522,249</u>	24.5%	<u>2,076,831</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
NON-DEPARTMENTAL						
<u>Non-Departmental</u>						
DUES, MEMBERSHIPS, & LICENSES	22,272	1,693	-	20,579	7.6%	
COMMUNITY PROMOTIONS	1,537,890	551,471	-	986,419	35.9%	
SPECIAL PROJECTS	359,264	69,850	-	289,414	19.4%	
TRANSFERS OUT	43,500	10,875	-	32,625	25.0%	
DEBT SERVICE TRANSFERS	350,445	290,081	-	60,364	82.8%	
CAPITAL OUTLAY TRANSFER	508,170	127,043	-	381,128	25.0%	
APPROP. RESERVE	942,979	-	-	942,979	0.0%	
<i>Total</i>	3,764,520	1,051,013	-	2,713,507	27.9%	923,805
TOTAL NON-DEPARTMENTAL	3,764,520	1,051,013	-	2,713,507	27.9%	923,805
TOTAL EXPENDITURES	102,266,416	26,796,152	802,937	74,667,327	27.0%	24,227,145

*** The legal level of budgetary control is at the department level for the General Fund. Therefore, as long as the department as a whole is within budget, budgetary compliance has been achieved. The City actively monitors the budget status of each department and takes measures to address potential over budget situations before they occur.*

For Enterprise and Internal Service Funds, the legal level of budgetary control is at the fund level. The City also monitors and addresses these fund types for potential over budget situations.

CITY OF SANTA BARBARA
Special Revenue Funds
Interim Statement of Revenues and Expenditures
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
TRAFFIC SAFETY FUND					
Revenue	470,000	121,105	-	348,895	25.8%
Expenditures	470,000	118,935	-	351,065	25.3%
<i>Revenue Less Expenditures</i>	<u>-</u>	<u>2,170</u>	<u>-</u>	<u>(2,170)</u>	
CREEK RESTORATION/WATER QUALITY IMPRVMT					
Revenue	2,407,300	911,973	-	1,495,327	37.9%
Expenditures	4,163,728	810,331	500,363	2,853,034	31.5%
<i>Revenue Less Expenditures</i>	<u>(1,756,428)</u>	<u>101,642</u>	<u>(500,363)</u>	<u>(1,357,707)</u>	
SOLID WASTE PROGRAM					
Revenue	17,512,032	4,256,577	-	13,255,455	24.3%
Expenditures	18,387,408	4,321,388	178,682	13,887,338	24.5%
<i>Revenue Less Expenditures</i>	<u>(875,376)</u>	<u>(64,811)</u>	<u>(178,682)</u>	<u>(631,883)</u>	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	2,572,514	501,594	-	2,070,919	19.5%
Expenditures	2,003,480	211,127	58,804	1,733,549	13.5%
<i>Revenue Less Expenditures</i>	<u>569,034</u>	<u>290,467</u>	<u>(58,804)</u>	<u>337,371</u>	
COUNTY LIBRARY					
Revenue	1,748,519	50,455	-	1,698,064	2.9%
Expenditures	1,782,819	438,106	57,532	1,287,181	27.8%
<i>Revenue Less Expenditures</i>	<u>(34,300)</u>	<u>(387,651)</u>	<u>(57,532)</u>	<u>410,884</u>	
STREETS FUND					
Revenue	9,926,670	2,030,102	-	7,896,568	20.5%
Expenditures	13,933,618	1,982,264	2,514,412	9,436,943	32.3%
<i>Revenue Less Expenditures</i>	<u>(4,006,948)</u>	<u>47,838</u>	<u>(2,514,412)</u>	<u>(1,540,375)</u>	
MEASURE A					
Revenue	2,882,759	635,657	-	2,247,103	22.1%
Expenditures	2,882,759	359,670	993,396	1,529,693	46.9%
<i>Revenue Less Expenditures</i>	<u>-</u>	<u>275,987</u>	<u>(993,396)</u>	<u>717,410</u>	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

WATER OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Water Sales - Metered	30,350,000	8,796,490	-	21,553,510	29.0%	8,734,128
Service Charges	395,000	104,305	-	290,695	26.4%	82,011
Cater JPA Treatment Charges	2,272,520	832,400	-	1,440,120	36.6%	1,145,464
Licenses & Permits	-	-	-	-	100.0%	-
Investment Income	860,900	310,953	-	549,947	36.1%	297,429
Grants	-	-	-	-	100.0%	18,343
Reimbursements	-	-	-	-	100.0%	-
Miscellaneous	754,266	3,849	-	750,417	0.5%	6,999
TOTAL REVENUES	<u>34,632,686</u>	<u>10,047,997</u>	<u>-</u>	<u>24,584,689</u>	<u>29.0%</u>	<u>10,284,372</u>
EXPENSES						
Salaries & Benefits	7,606,945	1,887,400	-	5,719,545	24.8%	1,623,739
Materials, Supplies & Services	10,173,513	1,851,732	2,926,576	5,395,206	47.0%	1,827,473
Special Projects	737,378	91,444	80,503	565,430	23.3%	22,959
Water Purchases	8,177,644	1,708,851	414,238	6,054,555	26.0%	1,644,114
Debt Service	5,088,853	1,676,935	-	3,411,918	33.0%	1,658,608
Capital Outlay Transfers	3,349,702	837,425	-	2,512,277	25.0%	1,325,623
Equipment	177,227	46,288	-	130,939	26.1%	31,309
Capitalized Fixed Assets	191,932	6,285	22,216	163,431	14.8%	260
Other	43,000	55	-	42,945	0.1%	54
Appropriated Reserve	123,517	-	-	123,517	0.0%	-
TOTAL EXPENSES	<u>35,669,711</u>	<u>8,106,415</u>	<u>3,443,533</u>	<u>24,119,763</u>	<u>32.4%</u>	<u>8,134,138</u>

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

WASTEWATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service Charges	14,200,000	3,731,062	-	10,468,938	26.3%	3,647,486
Fees	452,911	236,480	-	216,431	52.2%	231,971
Investment Income	296,100	79,640	-	216,460	26.9%	105,691
Public Works	11,400	6,051	-	5,349	53.1%	(457)
Miscellaneous	25,000	7,223	-	17,777	28.9%	7,500
TOTAL REVENUES	14,985,411	4,060,456	-	10,924,955	27.1%	3,992,192
EXPENSES						
Salaries & Benefits	5,178,153	1,291,621	-	3,886,532	24.9%	1,130,011
Materials, Supplies & Services	5,812,865	1,144,475	2,923,747	1,744,643	70.0%	1,066,610
Special Projects	5,000	131,581	-	(126,581)	2631.6%	186,164
Transfers-Out	-	-	-	-	100.0%	16,250
Debt Service	1,352,038	-	-	1,352,038	0.0%	-
Capital Outlay Transfers	6,295,500	1,573,875	-	4,721,625	25.0%	706,797
Equipment	54,428	13,248	4,340	36,840	32.3%	246
Capitalized Fixed Assets	97,261	20,935	19,148	57,178	41.2%	260
Appropriated Reserve	121,100	-	-	121,100	0.0%	-
TOTAL EXPENSES	18,916,345	4,175,735	2,947,235	11,793,375	37.7%	3,106,338

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)
DOWNTOWN PARKING

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Improvement Tax	840,000	215,783	-	624,217	25.7%	198,606
Parking Fees	5,606,000	1,378,170	-	4,227,830	24.6%	1,436,731
Investment Income	154,700	42,143	-	112,557	27.2%	58,151
Rents & Concessions	23,740	-	-	23,740	0.0%	-
Reimbursements	20,000	4,598	-	15,402	23.0%	-
Miscellaneous	1,500	734	-	767	48.9%	524
Operating Transfers-In	43,500	10,875	-	32,625	25.0%	43,500
TOTAL REVENUES	<u>6,689,440</u>	<u>1,652,303</u>	<u>-</u>	<u>5,037,137</u>	<u>24.7%</u>	<u>1,737,513</u>
EXPENSES						
Salaries & Benefits	3,847,242	965,360	-	2,881,882	25.1%	808,532
Materials, Supplies & Services	1,807,229	322,469	151,402	1,333,358	26.2%	369,565
Special Projects	702,939	7,250	679,732	15,957	97.7%	193,115
Transfers-Out	312,621	70,405	-	242,216	22.5%	78,155
Capital Outlay Transfers	660,000	165,000	-	495,000	25.0%	314,690
Equipment	25,000	-	6,300	18,700	25.2%	-
Appropriated Reserve	8,709	-	-	8,709	0.0%	-
TOTAL EXPENSES	<u>7,363,740</u>	<u>1,530,484</u>	<u>837,434</u>	<u>4,995,822</u>	<u>32.2%</u>	<u>1,764,058</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)
AIRPORT OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Leases - Commercial / Industrial	3,977,000	1,067,461	-	2,909,539	26.8%	1,052,644
Leases - Terminal	4,927,950	1,257,362	-	3,670,588	25.5%	1,159,913
Leases - Non-Commerical Aviation	1,095,875	333,929	-	761,946	30.5%	280,377
Leases - Commerical Aviation	2,637,000	568,910	-	2,068,090	21.6%	522,612
Investment Income	231,100	67,857	-	163,243	29.4%	91,956
Miscellaneous	196,552	47,837	-	148,715	24.3%	14,693
TOTAL REVENUES	<u>13,065,477</u>	<u>3,343,357</u>	<u>-</u>	<u>9,722,120</u>	<u>25.6%</u>	<u>3,122,196</u>
EXPENSES						
Salaries & Benefits	4,913,183	1,244,822	-	3,668,361	25.3%	1,042,161
Materials, Supplies & Services	6,432,710	1,300,419	725,138	4,407,153	31.5%	1,310,332
Special Projects	912,307	56,460	-	855,847	6.2%	111,487
Transfers-Out	31,049	7,762	-	23,287	25.0%	-
Capital Outlay Transfers	550,000	137,500	-	412,500	25.0%	162,767
Equipment	24,610	1,455	6,027	17,128	30.4%	17,687
Appropriated Reserve	270,273	-	-	270,273	0.0%	-
TOTAL EXPENSES	<u>13,134,132</u>	<u>2,748,419</u>	<u>731,164</u>	<u>9,654,549</u>	<u>26.5%</u>	<u>2,644,434</u>

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

GOLF COURSE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Fees & Card Sales	1,725,172	469,045	-	1,256,127	27.2%	430,887
Investment Income	20,200	4,229	-	15,971	20.9%	10,622
Rents & Concessions	300,322	70,214	-	230,108	23.4%	92,206
Miscellaneous	3,500	2,826	-	674	80.7%	2,194
TOTAL REVENUES	<u>2,049,194</u>	<u>546,313</u>	<u>-</u>	<u>1,502,881</u>	<u>26.7%</u>	<u>535,909</u>
EXPENSES						
Salaries & Benefits	1,095,646	290,633	-	805,013	26.5%	254,917
Materials, Supplies & Services	611,462	149,967	114,453	347,042	43.2%	124,241
Special Projects	14,524	-	9,524	5,000	65.6%	976
Debt Service	213,407	157,025	-	56,382	73.6%	156,016
Capital Outlay Transfers	70,000	17,500	-	52,500	25.0%	138
Equipment	3,500	-	-	3,500	0.0%	-
Capitalized Fixed Assets	-	-	-	-	100.0%	201,072
Appropriated Reserve	52,272	-	-	52,272	0.0%	-
TOTAL EXPENSES	<u>2,060,811</u>	<u>615,125</u>	<u>123,977</u>	<u>1,321,709</u>	<u>35.9%</u>	<u>737,360</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

INTRA-CITY SERVICE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Work Orders - Bldg Maint.	3,598,018	756,023	-	2,841,995	21.0%	832,100
Grants	742,970	-	-	742,970	0.0%	-
Service Charges	1,742,565	433,141	-	1,309,424	24.9%	432,180
Miscellaneous	-	68	-	(68)	100.0%	-
Operating Transfers-In	-	-	-	-	100.0%	16,250
TOTAL REVENUES	6,083,553	1,189,233	-	4,894,320	19.5%	1,280,530
EXPENSES						
Salaries & Benefits	2,858,723	739,238	-	2,119,485	25.9%	656,607
Materials, Supplies & Services	1,109,096	204,141	185,702	719,253	35.1%	211,225
Special Projects	2,010,520	166,957	499,599	1,343,965	33.2%	120,593
Capital Outlay Transfers	-	-	-	-	100.0%	207
Equipment	23,000	6,290	-	16,710	27.3%	-
Capitalized Fixed Assets	780,560	3,353	16,395	760,812	2.5%	282
TOTAL EXPENSES	6,781,899	1,119,978	701,696	4,960,225	26.9%	988,914

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

FLEET REPLACEMENT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Rental Charges	1,791,427	447,857	-	1,343,570	25.0%	335,755
Investment Income	153,300	46,428	-	106,872	30.3%	54,483
Rents & Concessions	232,341	58,085	-	174,256	25.0%	60,712
Miscellaneous	50,000	9,935	-	40,065	19.9%	23,501
TOTAL REVENUES	2,227,068	562,305	-	1,664,763	25.2%	474,451
EXPENSES						
Salaries & Benefits	150,983	40,528	-	110,455	26.8%	34,157
Materials, Supplies & Services	993	248	-	745	25.0%	280
Capitalized Fixed Assets	4,479,566	196,821	1,547,841	2,734,904	38.9%	305,344
TOTAL EXPENSES	4,631,542	237,598	1,547,841	2,846,103	38.5%	339,781

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

FLEET MAINTENANCE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Maintenance Charges	2,369,418	592,354	-	1,777,064	25.0%	628,916
Miscellaneous	60,000	7,520	-	52,480	12.5%	-
TOTAL REVENUES	2,429,418	599,875	-	1,829,543	24.7%	628,916
EXPENSES						
Salaries & Benefits	1,141,256	304,355	-	836,901	26.7%	262,229
Materials, Supplies & Services	1,255,238	237,881	280,534	736,823	41.3%	203,414
Special Projects	87,279	6,471	10,541	70,266	19.5%	2,866
Equipment	2,200	-	2,200	-	100.0%	-
TOTAL EXPENSES	2,485,972	548,707	293,275	1,643,990	33.9%	468,509

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

SELF INSURANCE TRUST FUND

	** Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Insurance Premiums	2,583,750	645,938	-	1,937,812	25.0%	737,653
Workers' Compensation Premiums	2,643,581	660,895	-	1,982,686	25.0%	620,732
OSH Charges	277,322	-	-	277,322	0.0%	75,629
Investment Income	189,900	49,000	-	140,900	25.8%	87,476
Community Development	-	316	-	(316)	100.0%	-
Miscellaneous	-	230	-	(230)	100.0%	832
TOTAL REVENUES	5,694,553	1,356,379	-	4,338,174	23.8%	1,522,323
EXPENSES						
Salaries & Benefits	523,458	100,689	-	422,769	19.2%	125,961
Materials, Supplies & Services	4,928,992	1,407,196	497,251	3,024,545	38.6%	982,972
Transfers-Out	717,988	717,988	-	-	100.0%	-
Capital Outlay Transfers	-	-	-	-	100.0%	276
Appropriated Reserve	23,671	-	-	23,671	0.0%	-
TOTAL EXPENSES	6,194,109	2,225,873	497,251	3,470,986	44.0%	1,109,208

*** The Self Insurance Trust Fund is an internal service fund of the City, which accounts for the cost of providing workers' compensation, property and liability insurance as well as unemployment insurance and certain self-insured employee benefits on a city-wide basis. Internal Service Funds charge other funds for the cost of providing their specific services.*

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service charges	2,302,393	572,896	-	1,729,497	24.9%	609,814
Miscellaneous	-	-	-	-	100.0%	226
TOTAL REVENUES	2,302,393	572,896	-	1,729,497	24.9%	610,041
EXPENSES						
Salaries & Benefits	1,487,770	391,442	-	1,096,328	26.3%	329,073
Materials, Supplies & Services	511,979	149,392	45,314	317,272	38.0%	148,116
Special Projects	1,700	1,283	11,341	(10,924)	742.6%	834
Equipment	249,213	32,362	38,623	178,228	28.5%	2,171
Appropriated Reserve	56,839	-	-	56,839	0.0%	-
TOTAL EXPENSES	2,307,501	574,479	95,278	1,637,743	29.0%	480,194

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Three Months Ended September 30, 2010 (25% of Fiscal Year)

WATERFRONT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial	1,372,773	399,957	-	972,816	29.1%	412,057
Leases - Food Service	2,173,351	686,204	-	1,487,147	31.6%	643,617
Slip Rental Fees	3,864,398	960,061	-	2,904,337	24.8%	912,142
Visitors Fees	555,894	148,521	-	407,373	26.7%	168,597
Slip Transfer Fees	621,957	108,425	-	513,532	17.4%	164,275
Parking Revenue	1,912,769	651,571	-	1,261,198	34.1%	708,588
Wharf Parking	244,477	70,268	-	174,209	28.7%	77,420
Other Fees & Charges	361,252	101,999	-	259,253	28.2%	91,180
Investment Income	215,759	72,973	-	142,786	33.8%	90,158
Rents & Concessions	299,504	99,844	-	199,660	33.3%	84,709
Grants	12,190	4,256	-	7,934	34.9%	-
Miscellaneous	128,650	22,780	-	105,870	17.7%	83,378
TOTAL REVENUES	11,762,974	3,326,858	-	8,436,116	28.3%	3,436,120
EXPENSES						
Salaries & Benefits	5,480,825	1,458,970	-	4,021,855	26.6%	1,245,482
Materials, Supplies & Services	3,405,267	763,309	834,819	1,807,139	46.9%	698,697
Special Projects	147,074	18,780	45,000	83,294	43.4%	26,102
Debt Service	1,665,997	-	-	1,665,997	0.0%	123,503
Capital Outlay Transfers	969,361	242,340	-	727,021	25.0%	282,845
Equipment	81,909	11,906	-	70,003	14.5%	2,294
Appropriated Reserve	100,000	-	-	100,000	0.0%	-
TOTAL EXPENSES	11,850,433	2,495,306	879,819	8,475,308	28.5%	2,378,923

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Cancellation Of Certain Council Meetings In 2011

RECOMMENDATION:

That Council cancel the regular Council Meetings on the following dates: December 21, 2010, January 4, January 18, February 22, April 5, May 31, July 5, August 30, September 6, November 29, December 27, 2011, and January 3, 2012.

DISCUSSION:

Each year we review the regular City Council meeting calendar and cancel meetings on Tuesdays following a holiday and during a two-week summer break. We are now proposing the cancellation of meetings for the next year as well as the meeting on December 21, 2010, due to the employee furlough. Using this criteria, the following meetings would be cancelled:

- Tuesday, December 21, 2010 (Furlough of City employees from Monday, December 20 through Friday, December 31);
- Tuesday, January 4, 2011 (Tuesday after New Year's Day Holiday);
- Tuesday, January 18, 2011 (Day after Martin Luther King, Jr. Holiday);
- Tuesday, February 22, 2011 (Day after Presidents Day Holiday);
- Tuesday, April 5, 2011 (Tuesday after Cesar Chavez Day Holiday);
- Tuesday, May 31, 2011 (Day after Memorial Day Holiday);
- Tuesday, July 5, 2011 (Tuesday after 4th of July Holiday);
- Tuesday, August 30, 2011 (Two Week Break for Summer Holiday);
- Tuesday, September 6, 2011 (Day after Labor Day Holiday);
- Tuesday, November 29, 2011 (Tuesday after Thanksgiving Holiday);
- Tuesday, December 27, 2011 (Tuesday after Christmas Day Holiday); and
- Tuesday, January 3, 2012 (Tuesday after New Year's Day Holiday).

PREPARED BY: Linda Gunther, Administrator's Office Supervisor

SUBMITTED BY: Marcelo Lopez, Assistant City Administrator

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Administration Division, Airport Department

SUBJECT: 2010-2011 Proposed Santa Barbara Airline Landing Fee Rates And Charges

RECOMMENDATION:

That Council approve the Partial Year 2010-2011 airline Operating Permit rates and charges, including airline landing fees of \$2.50 per thousand pounds of gross landed weight, and the Airline Terminal annual building square footage rental rate of \$80, for all commercial air carrier operations at Santa Barbara Airport, effective October 1, 2010, through June 30, 2011.

DISCUSSION:

Background

The airlines serving Santa Barbara operate under annual operating permits rather than Lease Agreements. The Operating Permit establishes rental rates for airline terminal space, landing fees, and addresses security and operational requirements. Historically, rates are adjusted based on actual operational expenditures from the prior year.

Due to the economic downturn, the building rental rate and landing fees for the air carriers have remained at the 2007 levels of \$66.81 for building space and landing fees at \$1.98 per thousand pounds gross landed weight. In addition, the airlines have paid a daily parking fee for employee parking of \$3.47.

Status of Airline Industry

In late 2007 and most of 2008, volatile fuel costs created huge deficits for the airline industry. With the economic crisis in 2008, the airlines continued earnest efforts to reduce capacity, removing low performing routes and grounding obsolete aircraft. Continuing the move toward profitability, several air carrier mergers have taken place: Delta/Northwest Airlines; U S Air/America West Airlines; Midwest/Frontier Airlines; and recently United/Continental Airlines.

With all these changes, it was essential that staff focus on maintaining air service for Santa Barbara, and, as a result, the airline rates and charges were held to 2007 levels.

SBA Air Service Changes

As the airline industry seeks profitability, air service nationwide and at Santa Barbara continues to be impacted. In calendar year 2010, Santa Barbara's seat capacity has been reduced by 9.6% from the prior year. In 2008, six air carriers served 12 non-stop destinations. Currently five air carriers serve 5 non-stop destinations.

The Airport also had a new carrier begin service in June. Frontier Airlines has two flights per day to Denver using an E-190 aircraft. The flight schedule for all existing airlines for the fall quarter appears stable.

Partial Year Operating Permits

It is anticipated that the new Airline Terminal Building will be open and operational in the spring of 2011. With this in mind, a partial year operating permit is proposed for the period October 1, 2010 to June 30, 2011. This agreement will utilize the historic rate making methodology.

The Operating Permit for Fiscal Year 2012 will be based on the FY 2012 Operating Budget and will be effective July 1, 2011 to June 30, 2012. Staff will return to Council at a later date to approve Fiscal Year 2012 rates.

Proposed Airline Rates and Charges

The Airport has strived to maintain a low-cost fee structure for the airlines. Rates and charges have been established that reflect prior year maintenance and operational costs. The rate calculation reflects actual expenditures including reductions in labor costs due to the 5% furlough for Fiscal Year 2010 and the reimbursement received from the Transportation Security Administration for Airport Patrol officer staffing at the security check points. The proposed airline terminal building rate for October 1, 2010 is \$80 per square foot.

The landing fee calculation is also based upon actual airfield costs allocated by commercial airline and general aviation use percentages. The proposed landing fee for October 1, 2010 is \$2.50 per thousand pounds of gross landed weight. The landed weight included in the calculation reflects the loss of Salt Lake City, San Jose, Sacramento, and two flights to Los Angeles.

In 2008, the cost of the employee shuttle allocated to the airline employees was removed from the building rental calculation of \$3.47/day and was assigned to each airline based on the number of employees. This resulted in a decrease in the square footage rate, but provided an offset for the shuttle expense. This rate has also been adjusted to reflect actual costs and is proposed at \$3.54/day.

The Financial Feasibility Report prepared by Jacobs Consultancy which was an exhibit to the Official Statement for the Airline Terminal Project bond issue, maintained the airline rates and charges through Fiscal Year 2010, but included increased rates in Fiscal Year 2011 due to the completion of the new Airline Terminal building and the additional debt service requirement.

Airline Negotiations

On August 26, 2010, staff met with representatives from SkyWest (United Airlines), US Airways, and American Eagle and discussed the need for a short-term agreement for the balance of this fiscal year and to begin discussions on the new rate methodology for the new facility.

The airline properties representatives elected SkyWest Airlines' Manager of Airport Affairs as the lead negotiator and asked that he continue the discussions with the Airport on behalf of the airlines. The Airline Representative and Airport staff negotiated an airline terminal building space rental rate of \$80 per square foot per year and a new landing fee of \$2.50 per thousand pounds of gross landed weight.

Airport Commission

On October 20, 2010, Airport Commission reviewed the proposed airline rates and charges and recommended approval.

PREPARED BY: Hazel Johns, Assistant Airport Director

SUBMITTED BY: Karen Ramsdell, Airport Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Capital Improvement Projects First Quarter Report For Fiscal Year 2011

RECOMMENDATION:

That Council receive a report on the City's Capital Improvement Projects (CIP) for the First Quarter of Fiscal Year 2011.

DISCUSSION:

This report summarizes progress on capital improvement projects for the First Quarter of Fiscal Year 2011.

CONSTRUCTION HIGHLIGHTS

One project was completed with a Notice of Completion in the First Quarter of Fiscal Year 2011, with a total project cost of \$1,961,000 (Attachment 1). The Water Main Replacement Project replaced just over 2.25 miles of water pipe throughout the City at a cost of \$1,961,000. Work began in December, 2008 and took 15 months to complete. Replacement locations included the historic area near the Presidio on Santa Barbara Street where a 110 year old cast iron pipe that had had several breaks in recent years was replaced.

In addition, 25 capital improvement projects are currently in construction, with an approximate value of \$64,454,000 (Attachment 2). The following are construction highlights of nine projects:

Airport:

- Santa Barbara Airport Terminal (\$32,858,000) - The contractor has installed 95% of the metal stud framing on the building. The rough-in-electrical and plumbing on the first floor is also 95% complete. Site grading has also been completed for both the street side of the terminal, as well as the ramp side of the terminal. The new terminal is scheduled to be open to the public by June 1, 2011, with the remaining construction to be completed by March 31, 2012.

- Baggage Handling System and Passenger Loading Bridges (\$3,075,000) - This is added work to the Airport Terminal Project. The contractor submitted plans to the Building Division for a building permit. A building permit was issued and the contractor is fabricating the passenger loading bridges. The work is scheduled to be completed in the Third Quarter of Fiscal Year 2011.

Creeks:

- Mission Creek Fish Passage at Tallant Road (\$577,000) - This project is in its final stage of work. The Creek work has been completed and currently the landscaping/re-vegetation of the creek banks is underway. The work is scheduled to be completed in the Second Quarter of Fiscal Year 2011.

Parks and Recreation:

- Parma Park Equestrian Staging Area (\$170,000) - Construction started in August and is substantially complete. Park improvements included grading and road repairs, new gates and picnic area upgrades. The improvements enhance use of the park by equestrians and hikers. The project was funded by the Parma Park Trust. The work is scheduled to be completed in the Second Quarter of Fiscal Year 2011.

Public Works Streets:

- American Recovery and Reinvestment Act (ARRA) Road Maintenance (\$2,195,000) - The ARRA Road Maintenance Project consists of various methods of pavement sealing, such as slurry and cape sealing of the roadways. The work includes addressing roads in mild to significant disrepair, both asphalt and concrete roads. The work is scheduled to be completed in the Second Quarter of Fiscal Year 2011.
- Underground Utility District Number 10 - Cliff Drive (\$568,000) - The City, Southern California Edison, Verizon, and Cox Cable are working together to remove the unsightly utility poles along Cliff Drive. The project has proceeded on schedule and has placed new underground vaults, new street lights, and connected the new service lines to residents' homes. Edison has completed the majority of the new service connections, with Cox and Verizon to follow. The project is expected to be completed in the spring of 2011.

Redevelopment Agency:

- Brinkerhoff Avenue Lighting Project (\$41,000) - This project consists of installing four decorative street lighting fixtures similar to those used on Carrillo Street, as well as installing underground conduit, electrical circuits, and related components. Construction began in August 2010 and is scheduled to be completed during the Second Quarter of Fiscal Year 2011.

- Carrillo Recreation Center (\$3,434,000) - The first phase of the Carrillo Recreation Center rehabilitation was completed this summer and the historically restored Ballroom has been open for classes and special events. The back patio improvements, including exterior metal stairs and brick pavers, will be completed during the Second Quarter of Fiscal Year 2011.

Public Works Water:

- Escondido and Bothin Pump Stations Rehabilitation (\$1,377,000) - The removal of the existing pumps for measuring the existing internal can dimensions and assessing the condition of the cans has been completed. The onsite construction is anticipated to start at Escondido Pump Station in January 2011 and Bothin Pump Station in March 2011.

DESIGN HIGHLIGHTS

There are currently 42 projects under design, with an estimated total project cost of \$139,477,000 (see Attachment 2).

Work is scheduled to be funded over several years, as generally shown in the City's Six-Year Capital Improvement Program Report. The projects rely on guaranteed or anticipated funding and grants.

The following are design project highlights:

Airport:

- Airport Terminal Flight Information Display System (\$450,000) - This project includes flight information monitors and wall mounts, advertising monitors with ceiling and wall mounts, and the relocation of existing advertising monitors. The final plans and specifications have been completed.

Redevelopment Agency:

- East Cabrillo Sidewalk Replacement Phase II (\$600,000) - This is the last phase of the beach side walkway improvements on Cabrillo Boulevard, sponsored by the Redevelopment Agency. This phase of sidewalk replacement is from Milpas Street to Ninos Drive. The work is scheduled to start in January 2011, and is expected to be completed in March 2011.
- CDBG Lower West Downtown Lighting Improvement Project (\$750,000) - This Redevelopment Agency funded project is 60% designed. It will provide street and pedestrian level lighting throughout the Lower West Downtown Neighborhood.

Public Works Wastewater:

- Wastewater Main Rehabilitation (\$1,300,000) - This project will rehabilitate over 32,000 feet of sewer main. The sewer mains will be repaired without traditional dig and replace methods. This project is scheduled to start construction in early 2011.

ATTACHMENTS: 1. Completed Capital Improvement Project for First Quarter
 Fiscal Year 2011
 2. Capital Projects with Design and Construction in Progress

PREPARED BY: Pat Kelly, Assistant Public Works Director/City Engineer/TB

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

COMPLETED CAPITAL PROJECT, FIRST QUARTER FISCAL YEAR 2011

Project Name	Water Main Replacement
Design Costs	\$101,000
Construction Contract	\$1,637,000
Construction Change Order Costs	\$53,000
Construction Management Costs	\$170,000
Total Project Costs	\$1,961,000

CAPITAL PROJECTS WITH DESIGN AND CONSTRUCTION IN PROGRESS

PROJECT CATEGORY	DESIGN IN PROGRESS	
	No. of Projects	Total Value of Projects
Airport	3	\$2,610,000
Creeks	2	\$7,695,000
Library	1	\$10,000
Public Works: Streets/Bridges	7	\$46,444,000
Public Works:Streets/Transportation	6	\$2,663,000
Public Works: Utility Undergrounding	1	\$4,500,000
Public Works: Water/Wastewater	13	\$51,827,000
Redevelopment Agency	8	\$23,000,000
Solid Waste	1	\$728,000
TOTAL	42	\$139,477,000

PROJECT CATEGORY	CONSTRUCTION IN PROGRESS	
	No. of Projects	Construction Contract Costs
Airport	5	\$38,787,000
Creeks	1	\$577,000
Parks and Recreation	1	\$170,000
Public Works: Streets/Transportation	9	\$11,438,000
Public Works: Water/Wastewater	3	\$1,512,000
Redevelopment Agency	4	\$5,896,000
Waterfront	2	\$6,074,000
TOTAL	25	\$64,454,000



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Approval Of Final Map And Execution Of Agreements For 526 West Anapamu Street

RECOMMENDATION:

That Council approve and authorize the City Administrator to execute and record Final Map Number 20,772 (Map) and standard Agreements relating to the approved subdivision.

DISCUSSION:

A Tentative Map for the subdivision located at 526 West Anapamu Street (Attachment 1), was conditionally approved on October 18, 2007, by adoption of the Planning Commission (PC) Conditions of Approval, Resolution Number 042-07 (Attachment 2). The project involved the demolition of two single-family residences and one detached garage, and the construction of five attached two-story condominium units and five attached two-car garages on a 10,199 square foot lot. The five new structures received occupancy status from the Building and Safety Division of the Community Development Department on June 28, 2010, and the required public improvements were completed and accepted by the Public Works Inspector on May 21, 2010. Staff has reviewed the Map and has found the Map to be in substantial compliance with the previously approved Tentative Map, the Conditions of Approval, the State Subdivision Map Act, and the City's Subdivision Ordinance.

In accordance with the PC approval, the Owner(s) (Attachment 3) have signed and submitted the Map and the related Agreements to the City. Council approval is required if Council agrees with the staff determination that the Map conforms to all the requirements of the Subdivision Map Act and the Municipal Code applicable at the time of the approval of the Tentative Map (Municipal Code, Chapter 27.09.060, City Council Action).

Staff recommends that Council authorize the City Administrator to execute the *Agreement Relating to Subdivision Map Conditions Imposed on Real Property*.

The *Agreement Assigning Water Extraction Rights* does not require Council approval and will be signed by the Public Works Director and subsequently recorded in accordance with City Council Resolution Number 02-131.

THE FINAL MAP IS AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.

- ATTACHMENTS:**
1. Vicinity Map
 2. Conditions required to be recorded concurrent with Final Map Number 20,772 by the Staff Hearing Officer's Conditions of Approval Resolution Number 042-07
 3. List of Owners/Trustees

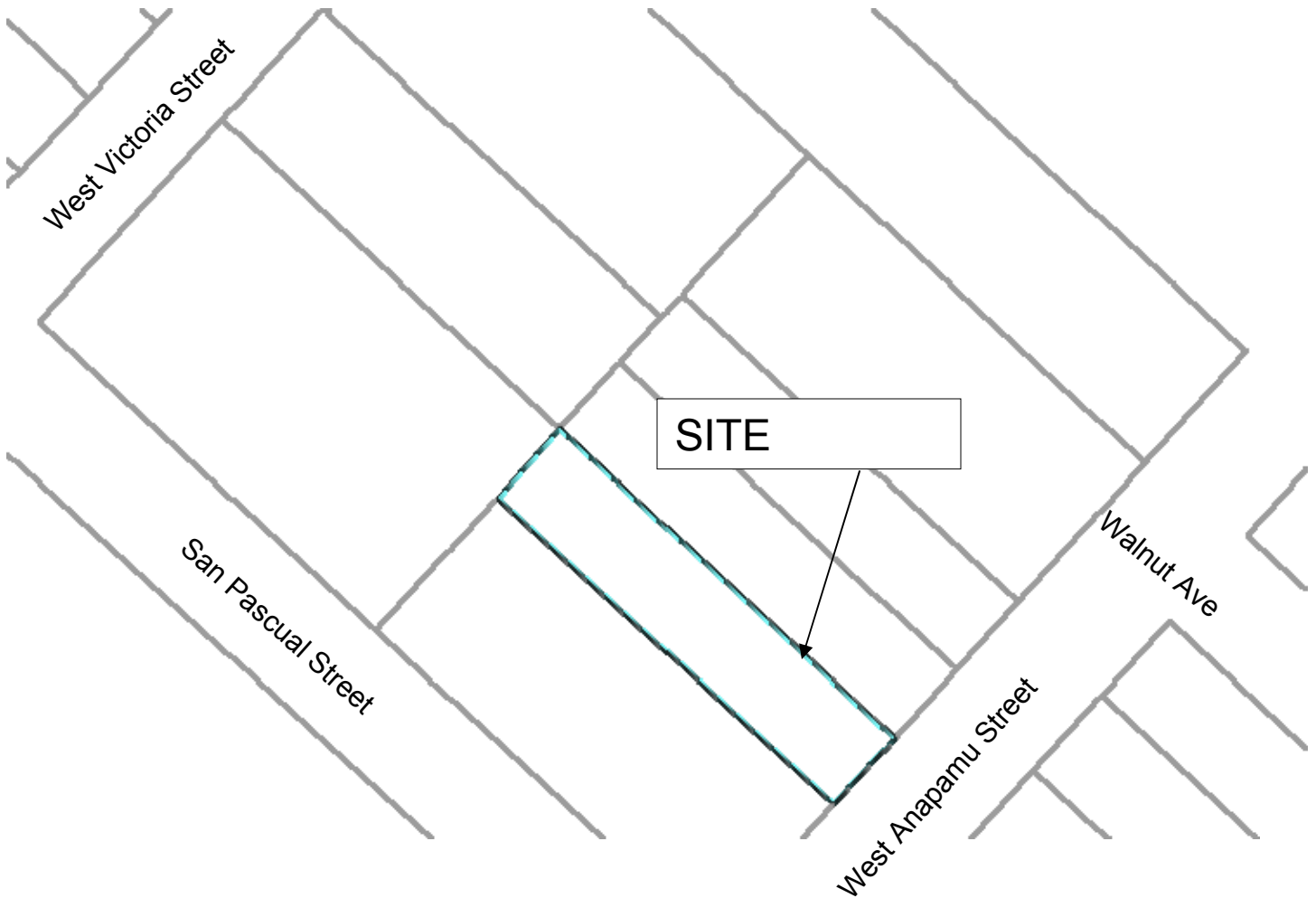
PREPARED BY: Mark Wilde, Supervising Civil Engineer/VJ/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

ATTACHMENT 1

Vicinity Map 526 West Anapamu Street



Not to Scale

CONDITIONS THAT ARE REQUIRED TO BE RECORDED CONCURRENT WITH FINAL MAP NO. 20,772 BY PLANNING COMMISSION CONDITIONS OF APPROVAL, RESOLUTION NO. 042-07

526 WEST ANAPAMU STREET

Said approval is subject to the following conditions:

- A. **Uninterrupted Water Flow.** The Owner shall provide for the uninterrupted flow of water through the Real Property including, but not limited to, swales, natural watercourses, conduits and any access road, as appropriate.
- B. **Recreational Vehicle Storage Prohibition.** No recreational vehicles, boats, or trailers shall be stored on real property.
- C. **Landscape Plan Compliance.** The Owner shall comply with the Landscape Plan approved by the Architectural Board of Review (ABR). Such plan shall not be modified unless prior written approval is obtained from the ABR. The landscaping on the Real Property shall be provided and maintained in accordance with said landscape plan. If said landscaping is removed for any reason without approval by the ABR, the owner is responsible for its immediate replacement.
- D. **Storm Water Pollution Control and Drainage Systems Maintenance.** Owner shall maintain the drainage system and storm water pollution control devices intended to intercept siltation and other potential pollutants (including, but not limited to, hydrocarbons, fecal bacteria, herbicides, fertilizers, etc.) in a functioning state (and in accordance with the Operations and Maintenance Procedure Plan approved by the Building Official). Should any of the project's surface or subsurface drainage structures or storm water pollution control methods fail to capture, infiltrate and/or treat, or result in increased erosion, the Owner shall be responsible for any necessary repairs to the system and restoration of the eroded area. Should repairs or restoration become necessary, prior to the commencement of such repair or restoration work, the applicant shall submit a repair and restoration plan to the Community Development Director to determine if an amendment or a new Building Permit is required to authorize such work. The Owner is responsible for the adequacy of any project-related drainage facilities and for the continued maintenance thereof in a manner that will preclude any hazard to life, health or damage to the Real Property or any adjoining property.
- E. **Approved Development.** The development of the Real Property approved by the Planning Commission on October 18, 2007 is limited to the construction of five attached, two-story condominium units and five attached two-car garages on a 10,199 square foot lot. Two two-bedroom units and three one bedroom units are proposed; four units would be 1,120 square feet and one unit would be 1,113 square feet and the improvements shown on the Tentative Subdivision map signed by the chairman of the Planning Commission on said date and on file at the City of Santa Barbara.

F. **Required Private Covenants.** The Owners shall record in the official records of Santa Barbara County, either private covenants, a reciprocal easement agreement or similar agreement which, among other things, shall provide for all of the following:

1. **Common Area Maintenance.** An express method for the appropriate and regular maintenance of the common areas, common access ways, common utilities and other similar shared of common facilities or improvements of the development, which methodology shall also provide for an appropriate cost-sharing of such regular maintenance among the various owners of the condominium units.
2. **Garage Available for Parking.** A covenant that includes a requirement that all garages be kept open and available for parking of vehicles owned by the residents of the property in the manner for which the garages were designed and permitted.
3. **Landscape Maintenance.** A covenant that provides that the landscaping shown on the Landscaping Plan shall be maintained and preserved at all time in accordance with the Plan.
4. **Trash and Recycling.** Trash holding areas shall include recycling containers with at least equal capacity as the trash containers, and trash recycling areas shall be easily accessed by the consumer and the trash hauler. Green waste shall either have containers adequate for the landscaping or be hauled off site by the landscaping maintenance company. If no green waste containers are provided for common interest developments, include an item in the CC&Rs stating that the green waste will be hauled off site.
5. **Covenant Enforcement.** A covenant that permits each owner to contractually enforce the terms of the private covenants, reciprocal easement agreement, or similar agreement required by this condition.

ATTACHMENT 3

LIST OF OWNERS West Anapamu Investors, LLC

526 West Anapamu Street

Mark Jacobson



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Approval Of Final Map And Execution Of Agreements For 535 East Montecito Street

RECOMMENDATION:

That Council approve and authorize the City Administrator to execute and record Final Map Number 20,795 and other standard Agreements relating to the approved subdivision at 535 East Montecito Street, and authorize the City Engineer to record a removal document for the Land Development Agreement when the public improvements are complete.

DISCUSSION:

A Tentative Map for the subdivision located at 535 East Montecito Street (Attachment 1), was conditionally approved on August 21, 2008, by adoption of the Planning Commission (PC) Conditions of Approval, Resolution Number 032-08 (Attachment 2). The project involves the construction of 48 residential condominium units in four separate buildings on one lot. Staff has reviewed the Final Map (Map) and has found the Map to be in substantial compliance with the previously approved Tentative Map, the Conditions of Approval, the State Subdivision Map Act, and the City's Subdivision Ordinance.

In accordance with the PC approval, the Owner(s) (Attachment 3) have signed and submitted the Final Map and the required Agreements to the City. Council approval is required if Council agrees with the staff determination that the Map conforms to all the requirements of the Subdivision Map Act and the Municipal Code applicable at the time of the approval of the Tentative Map (Municipal Code, Chapter 27.09.060, City Council Action).

Staff recommends that Council authorize the City Administrator to execute the required *Agreement Relating to Subdivision Map Conditions Imposed on Real Property* and the *Agreement for Land Development Improvements*.

The required *Agreement Assigning Water Extraction Rights* does not require Council approval, and will be signed by the Public Works Director in accordance with City Council Resolution Number 02-131.

In addition to the agreements mentioned above, a *Minor Encroachment Permit* is being processed for the installation and maintenance of a private storm drain system, located partially in the Montecito Street public right of way, which will also be signed by the Public Works Director, as authorized by Chapter 10.55 of the Santa Barbara Municipal Code.

THE FINAL MAP IS AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.

- ATTACHMENTS:**
1. Vicinity Map
 2. Conditions required to be recorded concurrent with Final Map Number 20,795 by the Planning Commission/Council Conditions of Approval Resolution Number 032-08
 3. List of Owners/Trustees

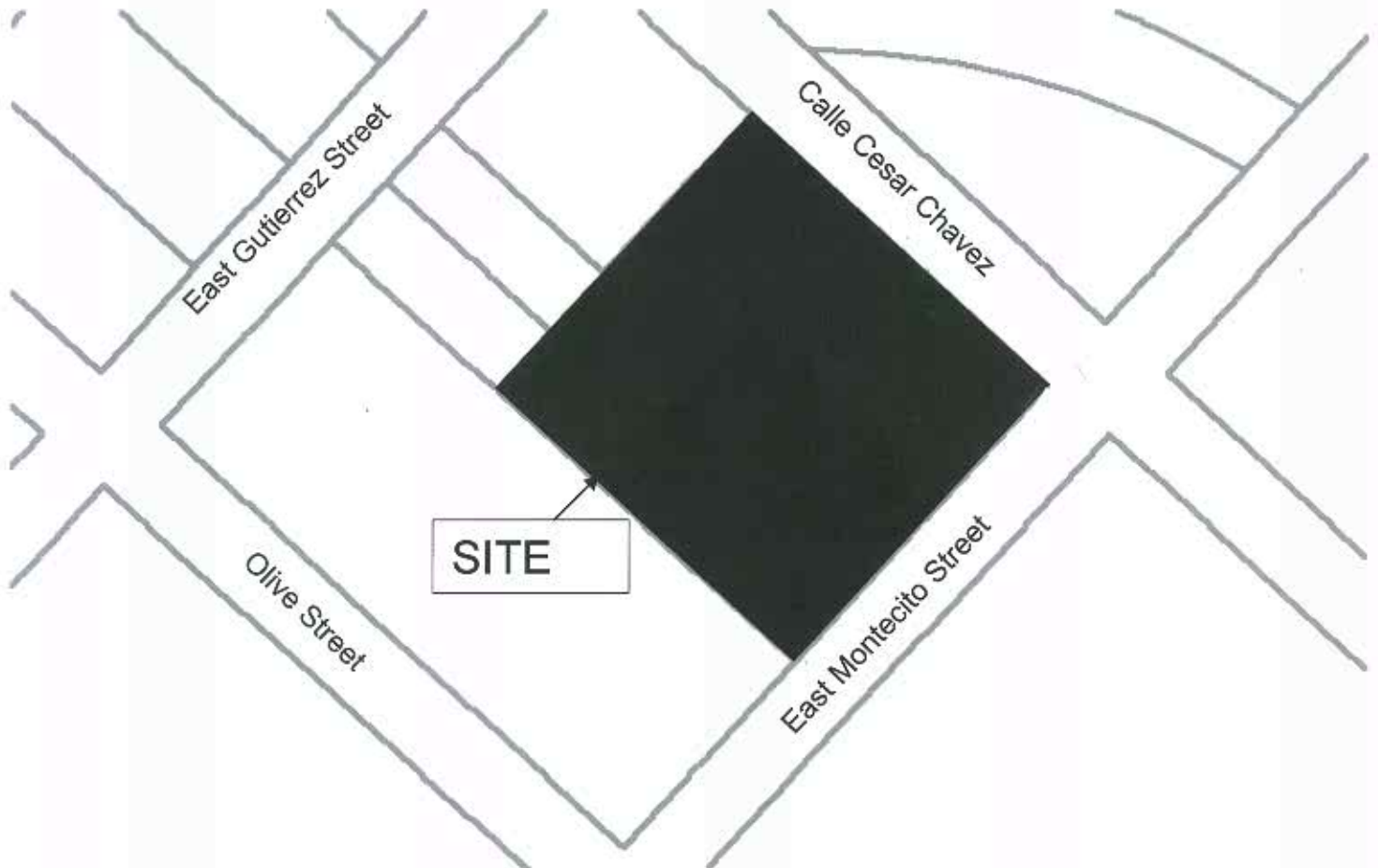
PREPARED BY: Mark Wilde, Supervising Civil Engineer/VJ/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

ATTACHMENT 1

Vicinity Map 535 East Montecito Street



Not to Scale

CONDITIONS THAT ARE REQUIRED TO BE RECORDED CONCURRENT WITH PARCEL MAP NUMBER 20,795 BY THE PLANNING COMMISSION CONDITIONS OF APPROVAL, RESOLUTION NUMBER 032-08

535 East Montecito Street

Said approval is subject to the following conditions:

1. **Uninterrupted Water Flow.** The Owner shall provide for the uninterrupted flow of water through the Real Property including, but not limited to, swales, natural watercourses, conduits and any access road, as appropriate.
2. **Recreational Vehicle Storage Prohibition.** No recreational vehicles, boats, or trailers shall be stored on the Real Property.
3. **Landscape Plan Compliance.** The Owner shall comply with the Landscape Plan approved by the Architectural Board of Review (ABR). Such plan shall not be modified unless prior written approval is obtained from the ABR. The landscaping on the Real Property shall be provided and maintained in accordance with said landscape plan. If said landscaping is removed for any reason without approval by the ABR, the owner is responsible for its immediate replacement.
4. **Storm Water Pollution Control and Drainage Systems Maintenance.** Owner shall maintain the drainage system and storm water pollution control devices intended to intercept siltation and other potential pollutants (including, but not limited to, hydrocarbons, fecal bacteria, herbicides, fertilizers, etc.) in a functioning state (and in accordance with the Operations and Maintenance Procedure Plan approved by the Building Official). Should any of the project's surface or subsurface drainage structures or storm water pollution control methods fail to capture, infiltrate, and/or treat, or result in increased erosion, the Owner shall be responsible for any necessary repairs to the system and restoration of the eroded area. Should repairs or restoration become necessary, prior to the commencement of such repair or restoration work, the applicant shall submit a repair and restoration plan to the Community Development Director to determine if an amendment or a new Building Permit is required to authorize such work. The Owner is responsible for the adequacy of any project-related drainage facilities and for the continued maintenance thereof in a manner that will preclude any hazard to life, health, or damage to the Real Property or any adjoining property.
5. **Ownership Unit Price Restrictions.** The resale prices of the below-market priced units shall be controlled by means of a recorded price-control covenant executed by Owner and the City to assure continued affordability for at least ninety (90) years from the initial sale of the unit. No unit may be rented prior to its initial sale. The covenant shall include the following requirements:
 - a. The owners must occupy their unit as their principal residence.
 - b. At least one owner of each below-market priced unit must work in the City of Santa Barbara at the time of purchase.
 - c. Forty (40) of the 48 units shall be sold as Below-Market Price units.

- d. The remaining 8 units may be sold at market prices, without any limits on the incomes of the purchasers.
 - e. The total sale prices of the 48 dwelling units on the property, including the 8 market-rate units, shall not exceed the sum of the Development Costs plus a Developer's Fee (which shall not exceed \$2,000,000). The term "Development Costs" shall mean the total costs of buying and holding the land, plus all soft costs (including architecture, engineering, consultants, etc.), financing costs, all construction costs including contractor profit and overhead, and costs of marketing and sale. Development Costs shall be determined prior to the initiation of marketing through a cost certification process to be overseen by the Community Development Director.
 - f. The average pricing of the 40 Below-Market Price Units on initial sale shall not exceed \$565,000. No Below-Market Price Unit shall be priced at more than \$645,000 on initial sale. The average pricing charged to the initial buyers of the 40 Below-Market Price Units may continue to increase by up to 2.5% annually between Planning Commission approval and the sale of the units, in order to defray increased construction costs which may occur.
6. The Below-Market Price units shall be subject to recorded price control covenants in a form approved by the City Attorney and to be signed by the Developer and City that restrict the resale prices for at least 90 years. The annual price increase allowed shall be 2.5%.
7. **Approved Development.** The development of the Real Property approved by the Planning Commission on August 21, 2008 is limited to 48 residential condominium units in six, three-story buildings, subject to the price restrictions stated above, and the improvements shown on the Tentative Subdivision Map and project plans signed by the chairman of the Planning Commission on said date and on file at the City of Santa Barbara. On November 19, 2009, a Substantial Conformance Determination was made to allow the project to be built in four, rather than six buildings. The project is also subject to the requirements of the SP-10 (Los Portales Specific Plan) Zone
8. **Required Private Covenants.** The Owners shall record in the official records of Santa Barbara County either private covenants, a reciprocal easement agreement, or a similar agreement which, among other things, shall provide for all of the following:
- a. **Common Area Maintenance.** An express method for the appropriate and regular maintenance of the common areas, common access ways, common utilities and other similar shared or common facilities or improvements of the development, which methodology shall also provide for an appropriate cost-sharing of such regular maintenance among the various owners of the condominium units.
 - b. **Garages Available for Parking.** A covenant that includes a requirement that all garages be kept open and available for the parking of vehicles owned by the residents of the property in the manner for which the garages were designed and permitted.
 - c. **Landscape Maintenance.** A covenant that provides that the landscaping shown on the approved Landscaping Plan shall be maintained and preserved at all times in accordance with the Plan.

- d. **Trash and Recycling.** Trash holding areas shall include recycling containers with at least equal capacity as the trash containers, and trash/recycling areas shall be easily accessed by the consumer and the trash hauler. Green waste shall either have containers adequate for the landscaping or be hauled off site by the landscaping maintenance company. If no green waste containers are provided for common interest developments, include an item in the CC&Rs stating that the green waste will be hauled off site.
 - e. **Covenant Enforcement.** A covenant that permits each owner to contractually enforce the terms of the private covenants, reciprocal easement agreement, or similar agreement required by this condition.
9. **Tot Lot.** The Homeowner's Association shall include a budget to create a tot lot in the open space onsite.
10. **Off-Site Parking Agreement.** If feasible, submit an off-site parking agreement to provide off-site parking to meet the parking demand for guest parking, as determined by the Public Works Director. The agreement shall comply with the provisions of Subsection 28.90.001.18 of the Santa Barbara Municipal Code and is subject to review and approval by the City Attorney.
11. **Residential Permit Parking Program.** Residents shall not participate in the Residential Permit Parking Program.

ATTACHMENT 3

LIST OF OWNERS

Los Portales 48 Lots, LLC, a Delaware Limited Liability Company

535 East Montecito Street

William Mc Reynolds, Vice President of Development



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Approval Of Parcel Map And Execution Of Agreements For 825 West Victoria Street And 1229 Gillespie Way

RECOMMENDATION:

That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,780 (Map) and standard Agreements relating to the approved subdivision at 825 West Victoria Street and 1229 Gillespie Way.

DISCUSSION:

A Tentative Map for the subdivision located at 825 West Victoria Street and 1229 Gillespie Way (Attachment 1), was conditionally approved on May 20, 2009 by adoption of the Staff Hearing Officer (SHO) Conditions of Approval, Resolution Number 040-09 (Attachment 2). The project involves converting two legal existing single-family residences on one lot to two residential condominiums. Staff has reviewed the Map and has found the Map to be in substantial compliance with the previously approved Tentative Map, the Conditions of Approval, the State Subdivision Map Act, and the City's Subdivision Ordinance.

In accordance with the SHO approval, the Owner(s) (Attachment 3) have signed and submitted the Map and the required Agreements to the City. Council approval is required if Council agrees with the staff determination that the Map conforms to all the requirements of the Subdivision Map Act and the Municipal Code applicable at the time of the approval of the Tentative Map (Municipal Code, Chapter 27.09.060, City Council Action).

Staff recommends that Council authorize the City Administrator to execute the required *Agreement Relating to Subdivision Map Conditions Imposed on Real Property*.

The *Agreement Assigning Water Extraction Rights* does not require Council approval, and will be signed by the Public Works Director in accordance with City Council Resolution Number 02-131.

THE PARCEL MAP IS AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.

- ATTACHMENTS:**
1. Vicinity Map
 2. Conditions required to be recorded concurrent with Parcel Map Number 20,780 by the Staff Hearing Officer Conditions of Approval Resolution Number 040-09
 3. List of Owners/Trustees

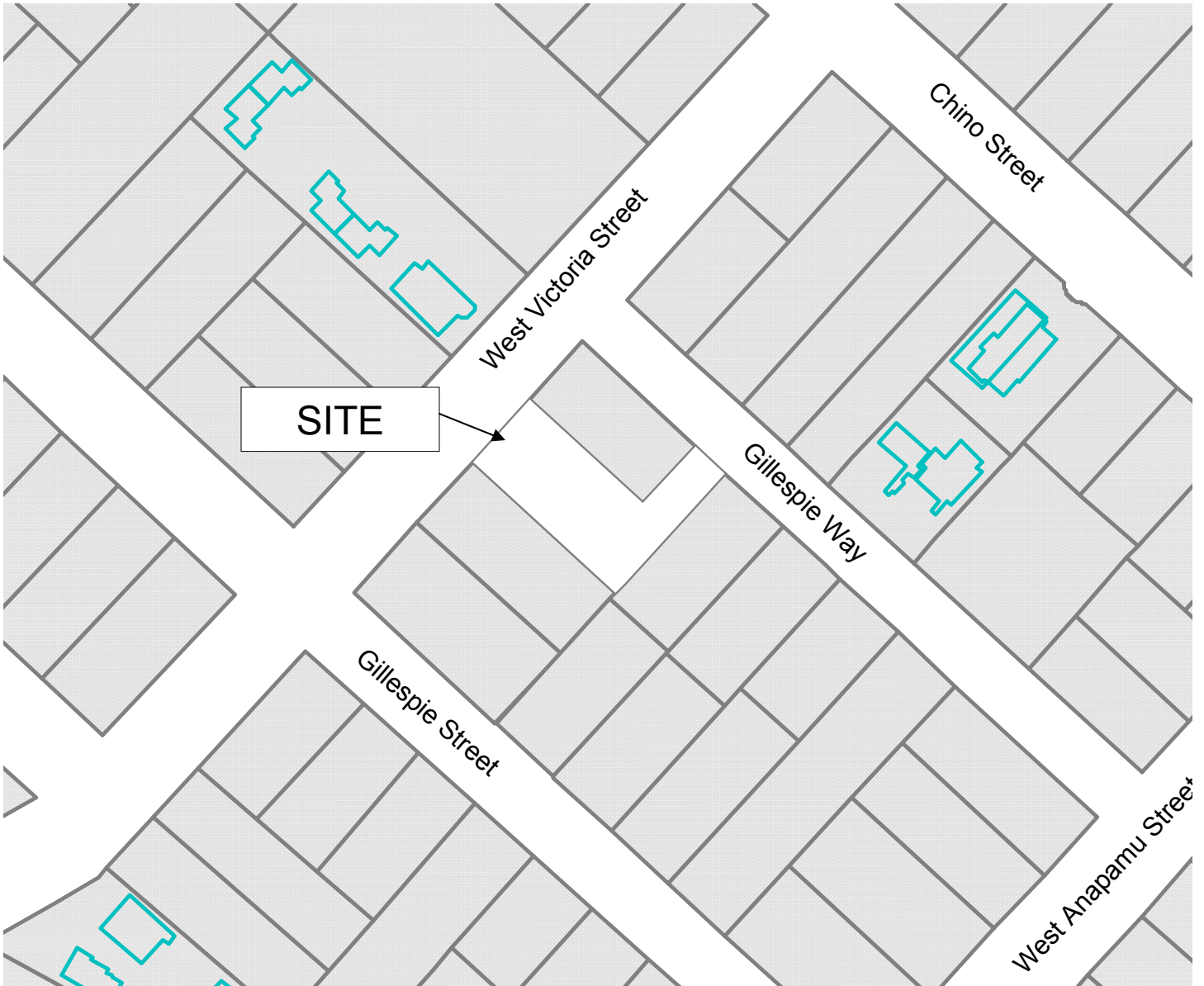
PREPARED BY: Mark Wilde, Supervising Civil Engineer/VJ/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

ATTACHMENT 1

Vicinity Map 825 West Victoria and 1229 Gillespie Way



Not to Scale

ATTACHMENT 2

CONDITIONS THAT ARE REQUIRED TO BE RECORDED CONCURRENT WITH PARCEL MAP NUMBER 20,780 BY STAFF HEARING OFFICER CONDITIONS OF APPROVAL, RESOLUTION NO. 040-09

825 WEST VICTORIA AND 1229 GILLESPIE WAY

1. **Approved Development.** The development of the Real Property approved by the Staff Hearing Officer on May 20, 2009 is limited to two (2) condominium units and the improvements shown on the Tentative Subdivision Map signed by the Staff Hearing Officer on said date and on file at the City of Santa Barbara.
2. **Uninterrupted Water Flow.** The Owner shall provide for the uninterrupted flow of water onto the Real Property including, but not limited to, swales, natural watercourses, conduits and any access road, as appropriate.
3. **Recreational Vehicle Storage Prohibition.** No recreational vehicles, boats, or trailers shall be stored on the Real Property.
4. **Recorded Affordability Covenant.** Prior to the approval of the final parcel map by the City Council, the applicants shall sign two separate affordability agreements in a form suitable for recordation, one for each of the two parcels ("Affordability Covenants"). The Affordability Covenants shall each be in a form substantially similar to "Exhibit B" of the affordability covenant recorded in the County Recorder's Office on April 14, 2008 as document 2008-0021424. The initial maximum sale price of each of the two units as stated in each Affordability Covenant shall be One Hundred Ninety-Four Thousand Nine Hundred Dollars (\$194,900). The Affordability Covenants shall expire on February 11, 2012, after which either unit or both units may be sold to any buyers at any price. The City shall record each Affordability Covenant against the appropriate parcel after the final parcel map is recorded and the parcel numbers have been assigned by the County.
5. **Required Private Covenants.** The Owners shall record in the official records of Santa Barbara County either private covenants, a reciprocal easement agreement, or a similar agreement which, among other things, shall provide for all of the following:
 - a. **Common Area Maintenance.** An express method for the appropriate and regular maintenance of the common areas, common access ways, common utilities and other similar shared or common facilities or improvements of the development, which methodology shall also provide for an appropriate cost-sharing of such regular maintenance among the various owners of the condominium units.
 - b. **Garages and Uncovered Areas Available for Parking.** A covenant that includes a requirement that all garages and designated uncovered parking areas be kept open and available for the parking of vehicles owned by the residents of the property in the manner for which the garage/parking areas were designed and permitted.
 - c. **Landscape Maintenance.** A covenant that provides that the landscaping shown on the approved Landscaping Plan shall be maintained and preserved at all times in accordance with the Plan.

- 2

ATTACHMENT 3

LIST OF OWNERS

825 West Victoria Street and 1229 Gillespie Way

Paige Patterson Wilson

Colleen Kelly

Alfred Ramirez



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Council Vacancy Appointment Process

RECOMMENDATION:

That Council approve the proposed process to fill the vacancy on the City Council resulting from the election of Councilmember Das Williams to the State Legislature.

DISCUSSION:

On November 2, 2010, Councilmember Das Williams was elected to the 35th State Assembly District. As a result, we're anticipating his resignation from the City Council effective midnight, Sunday, December 5, 2010, contingent on his being sworn into the State Legislature on December 6, 2010.

City Charter Section 503 states:

"...A vacancy on the City Council, or in the Office of Mayor, from whatever cause arising other than expiration of term or the election of a member of the City Council to the Office of Mayor, shall be filled by appointment by the City Council within thirty (30) days of the occurrence of such vacancy..."

To be eligible for appointment an applicant must meet the following criteria:

Section 501. Eligibility.

No person shall be eligible to hold office as Mayor or as a member of the City Council unless he is and shall have been a resident and qualified elector of the City for at least thirty (30) days next preceding the date of his election or appointment. The City Council shall judge the qualifications of its members as set forth by this Charter. (Approved by election held March 6, 1979.)

In order to meet the time parameters included in the City Charter, staff recommends that the City Council begin to take applications for this position and hold interviews on December 7, 2010, appoint by resolution an applicant on December 14, 2010, and administer the oath on the same date or at a time convenient to the new appointee. The person appointed would serve the remainder of Councilmember Williams' term through January 10, 2012. This schedule takes into consideration that most City offices will be closed from December 20, through December 31, 2010, due to the citywide furlough and holiday schedule, and that the City Council will not be meeting during this time.

PROPOSED PROCESS

- Announce the vacancy on November 9, 2010
- Invite eligible persons to complete and submit a basic application for appointment (attached) which would include a certification of eligibility and a resume or statement of qualifications
- Receive applications for appointment in the City Clerk's Office by close of business, Monday, November 29, 2010
- Provide applications of qualified applicants to the City Council as a part of the December 7, 2010 City Council Meeting Agenda
- Hold candidate interviews on Tuesday, December 7, 2010.
 - The order of interviews will be based on a random drawing conducted by the City Clerk
 - Each applicant interviewed will be given up to five minutes to summarize why they believe they should be appointed
 - Council may then ask the applicant questions
 - After questions, the applicant will be allowed a one-minute summation
- Receive public comment on this item at the conclusion of the interviews
- Appoint by resolution an applicant to replace Councilmember Williams on Tuesday, December 14, 2010
 - It is suggested that Council use the nomination process used to select members to Board and Commissions to make an appointment - with the appointment determined based on the affirmative vote of a Council majority
- Give Oath of Office on the date of the appointment decision is made or at a time convenient to the appointee, who would fill the remainder of the term through January 10, 2012

ATTACHMENT: Application for Appointment

PREPARED BY: Cynthia M. Rodriguez, City Clerk Services Manager

SUBMITTED BY: Marcelo A. López, Assistant City Administrator/Administrative Services Director

APPROVED BY: City Administrator's Office



SANTA BARBARA CITY COUNCIL APPLICATION FOR APPOINTMENT

Position: City Councilmember

Date: _____

Name: _____

Residence Address: _____

1. Include a statement as to why you are interested in this position and why you believe the City Council should appoint you. Please limit your response to no more than two typewritten pages.
2. Attach a copy of your resume or statement of qualifications. Please limit your resume or statement to no more than one typewritten page.
3. Section 501 of the City Charter stipulates the following eligibility criteria for appointment:

Section 501 Eligibility

No person shall be eligible to hold office as Mayor or as a member of the City Council unless he is and shall have been a resident and qualified elector of the City for at least thirty (30) days next preceding the date of his election or appointment. The City Council shall judge the qualifications of its members as set forth by this Charter. (Approved by election held March 6, 1979.)

4. The Political Reform Act of 1974 stipulates that the appointed Councilmember is required to file a Statement of Economic Interest.

I have read and hereby certify that I meet the eligibility criteria for appointment stipulated under the above City Charter Section 501 and will comply with all reporting requirements.

Signature

Date

ELIGIBLE CANDIDATES WILL BE INVITED FOR AN ORAL INTERVIEW BY THE CITY COUNCIL BEGINNING AT 6:00 PM, ON TUESDAY, DECEMBER 7, 2010.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: Housing and Redevelopment Division, Community Development

SUBJECT: Human Services And Community Development Block Grant
Application Release And Funding Process

RECOMMENDATION: That Council:

- A. Review and provide input and direction to the Community Development and Human Services Committee (CDHSC) on funding priorities for the Fiscal Year 2012 Human Services and Community Development Block Grant allocation process;
- B. Authorize staff to release the Fiscal Year 2012 funding application along with the committee application-review process, criteria and schedule for evaluation of those applications;
- C. Require that attendance at the application orientation/technical assistance workshop be made mandatory in order for the application to be accepted; and
- D. Establish a funding commitment from the Fiscal Year 2012 General Fund in the amount of \$703,256 for the Human Services Program.

EXECUTIVE SUMMARY:

Applications for Fiscal Year 2012 Community Development Block Grant (CDBG) and Human Services funds are scheduled to be released on November 11, 2010. Annually, Council establishes funding priorities, criteria, schedule and fund availability before the applications are released.

DISCUSSION:

CDBG Funding Priorities

The City of Santa Barbara is an entitlement jurisdiction for federal CDBG funds through the Department of Housing and Urban Development (HUD). The Housing and Community Development Act of 1974 requires that each CDBG-funded activity meet one of three statutory objectives: **1) primarily benefit low and moderate income persons; 2) eliminate or prevent slums or blight; or 3) meet other urgent local community development needs.** Congress mandated that the primary objective of the CDBG program is the development of a viable urban community by providing decent housing and a suitable living environment for low and moderate-income persons.

CDBG is primarily a "bricks and mortar" program, and while some CDBG funds may be spent on "Public/Human Service" activities, the largest portion of the funds must be used for "Capital" projects.

Council previously adopted the following CDBG priorities for Capital projects:

- Proposals which facilitate housing for low and moderate income persons;
- Proposals which revitalize downtown neighborhoods (Census Tracts 8.01, 8.02, 9, 10, 11.02 and 12.04);
- Proposals which strengthen or expand public or social service agencies that facilitate low and moderate-income housing; and
- Economic development proposals which leverage financial resources to create or retain jobs for low and moderate-income persons.

The CDBG Capital priorities are not recommended for change this year, as they allow for great flexibility within which the varied needs and circumstances of programs and projects can be achieved.

Public/Human Services Funding Priorities

The CDBG program allows a maximum of 15 percent of CDBG funds to be used for Public/Human Service activities, which are combined with Human Services Funds provided from the City's General Fund.

The City of Santa Barbara has contracted with local agencies to provide essential social services for many years. Until 1987, the Federal government provided funds for this purpose through the Federal Revenue Sharing Program. When this federal program was eliminated, the Council committed to continue funding human service programs through the City's General Fund. Over the years, thousands of City residents have received assistance from agencies supported through City Human Services funds. In the current fiscal year, the City's Human Services allocation totaled \$703,256; which, when added to the CDBG 15 percent Public Service amount totaled \$877,797 to fund 49 programs in the Public/Human Services category.

Proposed Change to Public/Human Services Funding Priorities

The current Public/Human Services priorities as previously adopted by Council are:

- 1st - Proposals which help meet basic emergency human needs, and programs that directly relate to City-initiated collaborative efforts, such as the South Coast Gang Task Force and the Strategies to Address Community Issues Related to Homelessness; and
- 2nd - Proposals which are preventative in nature and/or promote the highest degree of functioning the individual is capable of achieving.

In March 2010, Council approved eliminating the third priority for Human Services (programs that seek to enhance the quality of life of persons whose basic needs are already met) as there were no applications in the 3rd priority last year and there have been no 3rd priority applications funded in the past 15 years.

At a required public hearing on Housing and Community Development Needs held on September 28, 2010, the CDHSC reviewed Council goals, as well as the federally-mandated Consolidated Annual Performance and Evaluation Report (CAPER), which reported to the community and to HUD on the City's use of CDBG funds during Fiscal Year 2011. At that meeting, the CDHSC also reviewed Council's Public/Human Services funding priorities. The Committee voted to recommend to Council that the word "emergency" be deleted from the 1st Priority under the Public/Human Services category in order to make the 1st Priority less restrictive.

The CDHSC members will analyze the merits of each of the different competing proposals that come before them and will continue to make their recommendations in accordance with both CDBG and City Council objectives. Based on the successful implementation of the grant application process over the past years, it is important that distinct, established application criteria and funding priorities be available for use by applicants, staff and the CDHSC. Council now has the opportunity to provide additional direction to the CDHSC and/or to change the priorities for the next grant year.

Attachments 1 and 2 show programs funded by the CDHSC in Fiscal Year 2011 and their priority, rating, and primary service category.

Application Process

Staff is not recommending any changes to the application criteria (Attachment 3), and the schedule is similar to last year's (Attachment 4). Upon Council's authorization, a master funding application is scheduled to be available November 11, 2010. The application will be due December 16, 2010 with interviews being held throughout the month of February 2011. Funding recommendations are tentatively scheduled to come before Council on March 22, 2011.

Application Orientation/Technical Assistance Workshop

An application orientation/technical assistance workshop is scheduled to be held on November 16, 2010. At the workshop, staff will explain in detail the application process and answer any questions relating to funding criteria and priorities.

At its October 27, 2009 meeting, Council expressed that the workshop is highly valuable and advised staff to emphasize to applicants the importance of attending. Staff agrees and recommends making attendance at the application orientation/technical assistance workshop mandatory in order for the application to be accepted. Programs applying for CDBG and/or Human Services grant funds must meet established criteria, funding requirements, standards of performance and accountability. In order to ensure that all applicants receive requisite training, it is very important that they attend the

orientation/workshop in its entirety as scheduled, even if the applicant has applied for and received funding in the past. This would help reduce application errors, save staff time and ensure a smooth, efficient application process.

In preparation for this proposed change, all the agencies that applied for CDBG/Human Services funds have been notified that this year's application orientation/technical assistance workshop would be mandatory, if approved. Staff has conferred with local funders, including neighboring cities and the Santa Barbara Foundation, and the proposed orientation/workshop date does not conflict with any of their scheduled workshop dates.

In order to ensure maximum participation in the application process, as well as attendance at the orientation/workshop, an announcement will be mailed to all Human Services and Community Development Block Grant agencies that have expressed an interest in applying this past year or have applied for funding in the past two years. In addition, advertisements will appear in the Daily Sound and the Santa Barbara News-Press announcing the availability of applications; a news release will be disseminated to the local media; and an announcement, along with the application, will be posted on the City's website.

BUDGET/FINANCIAL INFORMATION:

Fiscal Year 2012 CDBG Funding

The CDBG program allocated \$1.2 million for Fiscal Year 2011. Staff anticipates new entitlement and reprogrammed CDBG funds to remain level or to be slightly increased for Fiscal Year 2012.

Fiscal Year 2012 Human Services Funding

Council has expressed a desire to increase Human Services funds by 3 percent each year to account for inflation; however, with the current economic challenges, Council approved level funding in Fiscal Year 2011. Staff is recommending level funding for Fiscal Year 2012 in the amount of \$703,256. If approved by Council, this funding commitment will be included in the City's Fiscal Year 2012 budget.

- ATTACHMENTS:**
1. CDBG/HS Funding for Fiscal Year 2011 by Priority and Rating
 2. CDBG/HS funding for Fiscal Year 2011 by Category
 3. CDHSC Combined Funding Application Criteria, Review and Interview
 4. Proposed Fiscal Year 2012 Application Schedule and Process

PREPARED BY: Brian Bosse, Housing and Redevelopment Manager/DER/ES

SUBMITTED BY: Paul Casey, Assistant City Administrator/Community Development

APPROVED BY: City Administrator's Office

**HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2010-2011 FUNDING
BY PRIORITY AND RATING**

AGENCY	PROGRAM	AVERAGE RATING	2010-2011		
			CDBG	HUMAN SERVICES	TOTAL FUNDING
PUBLIC/HUMAN SERVICE					
First Priority					
S.B. Neighborhood Clinics	Dental Care for the Homeless	24.8		\$26,000	\$26,000
Transition House	Comprehensive Homeless Services	24.3	\$43,873		\$43,873
Casa Esperanza Homeless Center	Community Kitchen	24.2		\$50,000	\$50,000
Aids Housing Santa Barbara	Sarah House	24.1		\$25,000	\$25,000
S.B. Community Housing Corp.	New Faulding Htl Coordinator	24.1		\$15,000	\$15,000
Pacific Pride Foundation	Necessities of Life	24.0		\$19,000	\$19,000
Casa Esperanza Homeless Center	Homeless Day Program	23.8	\$54,000		\$54,000
S.B. Rape Crisis Center	Same	23.6		\$25,000	\$25,000
S.B. Co. DA - Victim Witness Assistan	S.A.R.T.	23.6		\$8,000	\$8,000
Foodbank	SB Warehouse	23.5		\$25,000	\$25,000
CADA	Project Recovery Detox	23.4		\$20,000	\$20,000
City At Peace	City At Peace	23.4		\$8,000	\$8,000
Domestic Violence Solutions	Second Stage	23.3		\$7,000	\$7,000
S.B. Community Housing Corp.	Riviera Dual Diagnosis Prog.	23.3		\$20,000	\$20,000
Domestic Violence Solutions	Emergency Shelter	23.2	\$42,668	\$7,332	\$50,000
St. Vincent's	PATHS	23.0		\$9,000	\$9,000
S.B. Police Activities League	PAL Jr. High After School Program	22.5		\$18,000	\$18,000
Casa Serena	Scholarship Program	22.1		\$15,000	\$15,000
New Beginnings Counseling Center	Homeless Outreach	22.1		\$15,000	\$15,000
WillBridge	Same	22.1		\$22,000	\$22,000
Foodbank	Brown Bag	21.8		\$8,000	\$8,000
The PARC Foundation	Youth CineMedia	21.7		\$10,000	\$10,000
Community Action Commission	Senior Nutrition	21.5		\$9,000	\$9,000
Environmental Education Group	Esperanza	21.3		\$8,000	\$8,000
People's Self Help Housing	Supportive Housing Program	21.3		\$9,000	\$9,000
Bringing Our Community Home	Homeless Jail Discharge	21.3		\$15,000	\$15,000
Noah's Anchorage - CIYMCA	Youth Shelter	21.0	\$22,000		\$22,000
United Boys & Girls Club (Westside)	Westside Teen Director	20.9		\$14,000	\$14,000
People's Self Help Housing	Youth Ed. Gang Prevention	20.8		\$5,000	\$5,000
Catholic Charities	Emergency Services	20.7	\$12,000		\$12,000
Primo Boxing Club	Say Yes to Kids	20.4		\$23,000	\$23,000
ySTRIVE for Youth	4REAL Project	20.1		\$5,000	\$5,000
Legal Aid Foundation	Emergency Legal Services	19.8		\$20,000	\$20,000
Second Priority					
Transition House	Homelessness Prevention	24.0		\$8,000	\$8,000
Independent Living Resource Ctr.	Independent Living Services	23.5		\$23,000	\$23,000
CALM	Biling. Child Abuse Treatment	23.0		\$21,000	\$21,000
Family Therapy Institute	AHA! Academy of Healing Arts	22.8		\$10,000	\$10,000
Friendship Center	Adult Day Services	22.5		\$22,000	\$22,000
Long Term Care Ombudsman	Ombudsman Services	22.4		\$23,000	\$23,000
Storyteller Children's Center	Same	22.4		\$30,000	\$30,000
Family Service Agency	Big Brothers/Big Sisters	22.3		\$8,000	\$8,000
Mental Health Association in S.B.	Fellowship Club	22.3		\$10,500	\$10,500
S.B. Bicycle Coalition	Bici Centro Bicycle Repair	22.0		\$9,500	\$9,500
Family Service Agency	2-1-1/HelpLine	21.7		\$23,000	\$23,000

**HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2010-2011 FUNDING
BY PRIORITY AND RATING**

AGENCY	PROGRAM	AVERAGE RATING	2010-2011		
			CDBG	HUMAN SERVICES	TOTAL FUNDING
Planned Parenthood	Peer Advocates/ Prevention Ed.	21.6		\$8,000	\$8,000
Rental Housing Mediation Task Force		21.6		\$23,000	\$23,000
ySTRIVE for Youth	Project Excel	21.4		\$8,000	\$8,000
Court Appointed Special Advocates	CASA	21.3		\$8,000	\$8,000
Boys & Girls Club of SB	Power Hr Homework Club	21.1		\$7,924	\$7,924
Total Public/Human Service:			\$174,541	\$703,256	\$877,797
CAPITAL:					
Noah's Anchorage - CIYMCA	Capital	23.8	\$94,945		\$94,945
SB Neighborhood Clinics	Westside Clinic Flooring	23.6	\$47,330		\$47,330
United Boys & Girls Club (Westside)	Notes for Notes Music Box	22.8	\$26,603		\$26,603
Girls Incorporated of Greater SB	Exterior Paint	22.6	\$26,590		\$26,590
City of SB - NIP	Access Ramps	21.8	\$50,000		\$50,000
City of SB - NIP	Louise Lowry Davis-Westside Ctrs	21.8	\$35,000		\$35,000
City of SB - Community Development	Housing Rehabilitation	21.5	\$203,000		\$203,000
City of SB - NIP	Ortega Park Restrooms	21.3	\$224,440		\$224,440
City of SB - NIP	Franklin Teen Ctr Renovation	21.0	\$25,000		\$25,000
Women's Economic Ventures	Microenterprise Development	20.0	\$25,000		\$25,000
City of SB - NIP	Cabrillo Ballfield Fence	19.5	\$25,000		\$25,000
Total Capital:			\$782,908		\$782,908
ADMIN:					
City of SB	RHMTF	25.0	\$104,695		\$104,695
City of SB	CDBG Admin	24.8	\$169,125		\$169,125
City of SB	Fair Housing	24.5	\$8,901		\$8,901
Total Administration:			\$282,721		\$282,721
GRAND TOTAL			\$1,240,170	\$703,256	\$1,943,426

* In addition to this amount, approximately \$250,000 in Home Rehabilitation Loan Repayment funds are anticipated for fiscal year 2011-2012.

**HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2010-2011 FUNDING
BY CATEGORY**

AGENCY	PROGRAM	AVERAGE RATING	2010-2011		TOTAL FUNDING
			CDBG	HUMAN SERVICES	
<u>PUBLIC/HUMAN SERVICE</u>					
CHILDREN					
CALM	Biling. Child Abuse Treatment	23.0		\$21,000	\$21,000
Court Appointed Special Advocates	CASA	21.3		\$8,000	\$8,000
Family Service Agency	Big Brothers/Big Sisters	22.3		\$8,000	\$8,000
Storyteller Children's Center	Same	22.4		\$30,000	\$30,000
					\$67,000
EMERGENCY					
Casa Esperanza Homeless Center	Community Kitchen	24.2		\$50,000	\$50,000
Catholic Charities	Emergency Services	20.7	\$12,000		\$12,000
Domestic Violence Solutions	Emergency Shelter	23.2	\$42,668	\$7,332	\$50,000
Family Service Agency	2-1-1/HelpLine	21.7		\$23,000	\$23,000
Foodbank	SB Warehouse	23.5		\$25,000	\$25,000
Legal Aid Foundation	Emergency Legal Services	19.8		\$20,000	\$20,000
S.B. Co. DA - Victim Witness	S.A.R.T.	23.6		\$8,000	\$8,000
S.B. Rape Crisis Center	Same	23.6		\$25,000	\$25,000
					\$213,000
HEALTH/DISABLED					
AIDS Housing Santa Barbara	Sarah House	24.1		\$25,000	\$25,000
CADA	Project Recovery Detox	23.4		\$20,000	\$20,000
Independent Living Resource Ctr.	Independent Living Services	23.5		\$23,000	\$23,000
Mental Health Association in S.B.	Fellowship Club	22.3		\$10,500	\$10,500
Pacific Pride Foundation	Necessities of Life	24.0		\$19,000	\$19,000
S.B. Neighborhood Clinics	Dental Care for the Homeless	24.8		\$26,000	\$26,000
					\$123,500
HOMELESS					
Bringing Our Community Home	Homeless Jail Discharge	21.3		\$15,000	\$15,000
Casa Esperanza Homeless Center	Homeless Day Program	23.8	\$54,000		\$54,000
Domestic Violence Solutions	Second Stage	23.3		\$7,000	\$7,000
New Beginnings Counseling Center	Homeless Outreach	22.1		\$15,000	\$15,000
S.B. Community Housing Corp.	Riviera Dual Diagnosis Prog.	23.3		\$20,000	\$20,000
St. Vincent's	PATHS	23.0		\$9,000	\$9,000
Transition House	Comprehensive Homeless Services	24.3	\$43,873		\$43,873
Transition House	Homelessness Prevention	24.0		\$8,000	\$8,000
WillBridge	Same	22.1		\$22,000	\$22,000
					\$193,873
HOUSING					
Casa Serena	Scholarship Program	22.1		\$15,000	\$15,000
People's Self Help Housing	Supportive Housing Program	21.3		\$9,000	\$9,000
Rental Housing Mediation Task Force		21.6		\$23,000	\$23,000
S.B. Community Housing Corp.	New Faulding Htl Coordinator	24.1		\$15,000	\$15,000
					\$62,000
MISC.					
S.B. Bicycle Coalition	Bici Centro Bicycle Repair	22.0		\$9,500	\$9,500

**HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2010-2011 FUNDING
BY CATEGORY**

AGENCY	PROGRAM	AVERAGE RATING	2010-2011		TOTAL FUNDING
			CDBG	HUMAN SERVICES	
SENIOR					
Community Action Commission	Senior Nutrition	21.5		\$9,000	\$9,000
Foodbank	Brown Bag	21.8		\$8,000	\$8,000
Friendship Center	Adult Day Services	22.5		\$22,000	\$22,000
Long Term Care Ombudsman	Ombudsman Services	22.4		\$23,000	\$23,000
					\$62,000
YOUTH					
Boys & Girls Club of SB	Power Hr Homework Club	21.1		\$7,924	\$7,924
City At Peace	City At Peace	23.4		\$8,000	\$8,000
Environmental Education Group	Esperanza	21.3		\$8,000	\$8,000
Family Therapy Institute	AHA! Academy of Healing Arts	22.8		\$10,000	\$10,000
Noah's Anchorage - CIYMCA	Youth Shelter	21.0	\$22,000		\$22,000
People's Self Help Housing	Youth Ed. Gang Prevention	20.8		\$5,000	\$5,000
Planned Parenthood	Peer Advocates/ Prevention Ed.	21.6		\$8,000	\$8,000
Primo Boxing Club	Say Yes to Kids	20.4		\$23,000	\$23,000
S.B. Police Activities League	PAL Jr. High After School Program	22.5		\$18,000	\$18,000
The PARC Foundation	Youth CineMedia	21.7		\$10,000	\$10,000
United Boys & Girls Club (Westside)	Westside Teen Director	20.9		\$14,000	\$14,000
ySTRIVE for Youth	4REAL Project	20.1		\$5,000	\$5,000
ySTRIVE for Youth	Project Excel	21.4		\$8,000	\$8,000
					\$146,924
CAPITAL:					
ECONOMIC DEVELOPMENT					
Women's Economic Ventures	Microenterprise Development	20.0	\$25,000		\$25,000
HOUSING					
City of SB - Community Development	Housing Rehabilitation	21.5	\$203,000		\$203,000
NEIGHBORHOOD IMPROVEMENT					
City of SB - NIP	Access Ramps	21.8	\$50,000		\$50,000
City of SB - NIP	Cabrillo Ballfield Fence	19.5	\$25,000		\$25,000
City of SB - NIP	Franklin Teen Ctr Renovation	21.0	\$25,000		\$25,000
City of SB - NIP	Louise Lowry Davis-Westside Ctrs	21.8	\$35,000		\$35,000
City of SB - NIP	Ortega Park Restrooms	21.3	\$224,440		\$224,440
					\$359,440
NON-PROFIT					
Girls Incorporated of Greater SB	Exterior Paint	22.6	\$26,590		\$26,590
Noah's Anchorage - CIYMCA	Capital	23.8	\$94,945		\$94,945
SB Neighborhood Clinics	Westside Clinic Flooring	23.6	\$47,330		\$47,330
United Boys & Girls Club (Westside)	Notes for Notes Music Box	22.8	\$26,603		\$26,603
					\$195,468

**HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT
FY 2010-2011 FUNDING
BY CATEGORY**

AGENCY	PROGRAM	AVERAGE RATING	2010-2011		TOTAL FUNDING
			CDBG	HUMAN SERVICES	
ADMIN:					
City of SB	CDBG Admin	24.8	\$169,125		\$169,125
City of SB	Fair Housing	24.5	\$8,901		\$8,901
City of SB	RHMTF	25.0	\$104,695		\$104,695
					\$282,721
GRAND TOTAL			\$1,240,170	\$703,256	\$1,943,426

* In addition to this amount, approximately **\$250,000** in Home Rehabilitation Loan Repayment funds are anticipated for fiscal year 2011-2012.

COMMUNITY DEVELOPMENT HUMAN SERVICES COMMITTEE
CDBG/HS COMBINED FUNDING APPLICATION CRITERIA

- Programs should primarily benefit low and moderate-income residents.
- Programs must address specific social or physical needs and conditions of the people they propose to serve. Documentation could include social indicators, demographic data, surveys, community plans and need as perceived by potential consumers.
- Programs must present a marketing strategy, which includes specific efforts to reach ethnic communities.
- Programs must demonstrate support from the people for which the program is proposed.
- Agencies must clearly identify all funding sources and justify proposal if services are available through another source.
- Agencies shall seek funding, or demonstrate funding support from other public/private sources. The City shall not be committed to total support of a program nor shall the City be committed to continue funding in the case where other support is withdrawn.
- City funds should support only those services that directly benefit residents of the City of Santa Barbara. Programs operated on a county or regional basis must show documentation that (a) services benefit City residents, and (b) sufficient funds are available to support non-city residents.
- Administrative costs shall be held to a minimum and will be scrutinized during the program review process.
- Programs shall identify geographical areas where they propose to provide services.
- Programs that pay the local minimum wage (as described in Chapter 9.128 of the City of Santa Barbara Municipal Code) to all staff for which CDBG/Human Services funds are requested shall receive an extra point in the rating process.

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE REVIEW AND INTERVIEW

A thirteen-member committee appointed by the City Council will review applications, interview agencies and make funding recommendations to the City Council. The City Council makes final decisions on funding. The Community Development and Human Services Committee include representatives of the following groups:

- Youth-Oriented Services
- Business/Economic Development Community
- Human Services
- Latino/Hispanic Community
- African American Community
- Senior Citizens
- Housing Interests
- Four (4) Low Income Neighborhoods: Eastside, Westside, Downtown, and Lower Westside
- Disabled Community
- Housing Authority Representative

At the scheduled interview, agencies will be allowed a 4-minute presentation, with 10 minutes for questions from the Committee, and an agency response/final statement. Agencies are requested to have a member of the Board of Directors and appropriate staff present at the interview.

In reviewing applications, the following criteria are used by the CDHS Committee:

- Eligibility
- Priority
- Need for service
- Quality of the program and its administration
- Cost effectiveness of the service to be provided
- Fiscal management
- Ability to implement the project and expend funds within the fiscal year. HUD may requisition unused or inappropriately used funds.
- Completeness of proposal

To ensure that verbal presentations made by agency representatives are accurate and reasonable, applicants are advised that information provided to the Committee plays an important factor in formulation of specific funding recommendations; furthermore, statements made by an applicant upon which the Committee relies in making a funding recommendation shall become binding and included as part of any contract which may be executed. Agencies should come prepared to justify their proposal within the priorities outlined previously.

Applicants are further advised that the Committee may request additional information on any part of the proposal after the scheduled interview. Applicants will be required to respond in writing within 5 days of such request.

City of Santa Barbara
Community Development Block Grant and Human Services
APPLICATION SCHEDULE AND PROCESS
Fiscal Year 2011-2012

Application Available Thursday, November 11, 2010

Application Orientation/Technical Assistance Workshop Tuesday, November 16, 2010

David Gebhard Public Meeting Room 2:30 – 4:30 p.m.
Community Development Building
630 Garden Street

Application Due NO LATER THAN 3:00 P.M.

Purchasing Office **Thursday, December 16, 2010**

310 East Ortega Street *NO LATE APPLICATIONS

Santa Barbara, CA 93101 WILL BE ACCEPTED*

Staff Review of Applications January 4-7, 2011

Staff Meets with Applicants **January 10, 11, 12, 13, 2011**

Applicants Turn in Corrections **January 18, 2011**

Applications to Printing January 18-20, 2011

**Applications Reviewed by CDHSC
January 25 - February 22, 2011**

Applications Distributed to CDHSC **January 25, 2011**

Applicant Interviews **February 1, 3, 8, 10, 15, 2011**
(3:45 - 9:00p.m.)

CDHSC Meeting to Rank Applications **February 15, 16 or 17, 2011**

CDHSC Subcommittee Meeting to
Formulate Recommendations **February 16 or 17, 2011**

CDHSC Meeting on Recommendations **February 22, 2011**

Funding Recommendations Available

to City Council and Public *Wednesday, February 23, 2011
(Tentative)

City Council Public Hearing

on Committee Recommendations *Tuesday, March 22, 2011
(6:00 p.m., Council Chambers) (Tentative)

City Council Action *Tuesday, March 22, 2011 or
*Tuesday, March 29, 2011 (Tentative)

Environmental Reviews April, 2011

Application to HUD May, 2011

Execution of Contracts June, 2011

Funds Available July 1, 2011

Contract Period **July 1, 2011 - June 30, 2012**

*Tentative Dates



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010
TO: Mayor and Councilmembers
FROM: Administration Division, Community Development Department
SUBJECT: Council Subcommittee On Homelessness And Community Relations

RECOMMENDATION: That Council:

- A. Appoint a new subcommittee member to the Council Subcommittee on Homelessness and Community Relations to fill a vacancy; and
- B. Authorize the Council Subcommittee on Homelessness and Community Relations to reconvene within 60 days to review the progress on the implementation of the twelve recommended strategies outlined in *Strategies to Address Community Issues Related to Homelessness in the City of Santa Barbara* and address the issue of meal provisions city-wide.

BACKGROUND:

On June 17, 2008, the City Council established a Council Subcommittee, made up of three Councilmembers (Chair Iya Falcone, Dale Francisco and Helene Schneider), to study a range of issues related to homeless services and neighborhood impacts. This committee was charged with making recommendations to the full Council, with input from community members, on strategies to address five identified issues:

- 1) Need for increased coordination between City Police and homeless street outreach staff from various agencies to reduce calls for service to City Police;
- 2) Recommendation from the Milpas Action Task Force to consider establishing a Recovery Zone or Alcohol Impact Zone in the Lower Milpas Street area;
- 3) Aggressive panhandling, primarily in the Downtown area;
- 4) Gaining the support of the courts, District Attorney and County Probation to curb negative behavior (e.g., through injunctions and increased penalties) and require offenders to receive services/treatment to get on the track to recovery; and,
- 5) Utilization of existing shelter services to more effectively assist the most vulnerable homeless persons.

A total of nine community meetings were held from July 2008 to January 2009 to address the above issues. The subcommittee members gathered input from City staff, local businesses, homeless service providers, community members, and homeless persons on each of the topic areas. Two working task groups were formed to deal specifically with increased coordination of outreach workers and panhandling. These task groups met on three occasions and reported back to the subcommittee with their recommendations.

On February 24, 2009, Council approved the *Strategies to Address Community Issues Related to Homelessness in the City of Santa Barbara (Strategies)* and directed staff to implement the recommended strategies and return to the Council in 12 months with a status report.

On March 30, 2010, staff provided an update to Council on the twelve recommended strategies (see attached Council Agenda Report).

DISCUSSION:

Since the approval of the *Strategies* in 2009, there have been numerous discussions concerning the provision of meals to homeless persons and others in need. Specifically, questions regarding whether lunch should be served to the general homeless population in one centralized location or spread out to smaller locations in different areas of the City.

After discussions with Mayor Schneider, staff believes that the appropriate venue to discuss the provision of meals city-wide is through the Council Subcommittee. As such, staff is recommending that Council appoint a new subcommittee member to fill the vacancy left by Councilmember Falcone and reconvene the subcommittee to receive an update on the implementation of the *Strategies* as well as address the issue of meal provision city-wide.

ATTACHMENT: March 30, 2010 Council Agenda Report

PREPARED BY: Sue Gray, Administrative Services Manager

SUBMITTED BY: Paul Casey, Assistant City Administrator/Community Development

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 30, 2010

TO: Mayor and Councilmembers

FROM: Housing and Redevelopment Division, Community Development Department

SUBJECT: Update On Strategies To Address Community Issues Related To Homelessness In The City Of Santa Barbara

RECOMMENDATION:

That Council receive an update on the twelve recommended strategies outlined in *Strategies to Address Community Issues Related to Homelessness in the City of Santa Barbara*.

EXECUTIVE SUMMARY:

In February 2009, Council approved the *Strategies to Address Community Issues Related to Homelessness in the City of Santa Barbara (Strategies)* and directed staff to implement the recommended strategies and return to the Council in 12 months with a status report. Each of the 12 recommended strategies, associated assessment protocol, and to-date progress made towards their implementation, are discussed in this report.

BACKGROUND:

On June 17, 2008, the City Council established a Council Subcommittee, made up of three Council members (Chair Iya Falcone, Dale Francisco and Helene Schneider), to study a range of issues related to homeless services and neighborhood impacts. This committee was charged with making recommendations to the full Council, with input from community members, on strategies to address five identified issues:

- 1) Need for increased coordination between City Police and homeless street outreach staff from various agencies to reduce calls for service to City Police;
- 2) Recommendation from the Milpas Action Task Force to consider establishing a Recovery Zone or Alcohol Impact Zone in the Lower Milpas Street area;
- 3) Aggressive panhandling, primarily in the Downtown area;
- 4) Gaining the support of the courts, District Attorney and County Probation to curb negative behavior (e.g., through injunctions and increased penalties) and requiring offenders to receive services/treatment to get on the track to recovery; and,
- 5) Utilization of existing shelter services to more effectively assist the most vulnerable homeless persons.

A total of nine community meetings were held from July 2008 to January 2009 to address the above issues. The subcommittee members gathered input from City staff, local businesses, homeless service providers, community members, and homeless persons on each of the topic areas. Two working task groups were formed to deal specifically with increased coordination of outreach workers and panhandling. These task groups met on three occasions and reported back to the subcommittee with their recommendations.

On February 24, 2009, Council approved the *Strategies* and directed staff to implement the recommended strategies and return to the Council in 12 months with a status report. City Council also authorized the Council Subcommittee on Homelessness and Community Relations to reconvene to review and approve assessment protocol, which would define a process for measuring the effectiveness of the recommended strategies.

DISCUSSION:

The *Strategies* include 12 recommendations organized into three interrelated categories (enforcement, intervention, and prevention) and are intended to be implemented as a package. The assessment protocols define outcome measurements to be used to evaluate the effectiveness of the recommendations. Each of the 12 recommended strategies, associated assessment protocol, and to-date progress made towards their implementation, are discussed below.

Recommendation #1: *Adoption of a City ordinance that is more restrictive on solicitation.*

In August 2009, Council amended SBMC Chapter 9.50 to prohibit "abusive panhandling" (e.g., blocking, following, threatening, and/or touching the person being panhandled) entirely within the City, with the provision that the effective date of the ordinance be delayed until the Panhandling Education and Alternative Giving Campaign was established. The amended ordinance also prohibits "active panhandling" while on a public bench or other public seating area in the 400-1200 blocks of State Street, lower Milpas Street, or Cabrillo Boulevard between Castillo Street and Milpas Street, and actively panhandling in areas where the person being panhandled is less able to move away, such as while waiting at a bus stop or sitting at an outdoor dining establishment. Passive panhandling (e.g., holding a sign without a verbal request) is allowed under this ordinance. With Redevelopment Agency Board approval of funding in November 2009 to support the Panhandling Education and Alternative Giving Campaign, the aggressive panhandling ordinance went into effect on December 1, 2009.

Recommendation #2: *Continue and expand intergovernmental cooperation to curb negative behavior.*

The Police Department, City Attorney's Office and the courts have coordinated to prosecute chronic offenders of an open container and other Municipal Code violations, such as aggressive panhandling, as misdemeanors instead of infractions. Similarly, those same violations will be prosecuted as misdemeanors if they occur within certain areas of the City.

The officers assigned to the restorative policing unit have divided their attention between those persons who have significant mental health/homeless issues and those who have alcoholism/homeless issues. This bifurcated approach has led to successes in assisting the worst chronic inebriates in seeking treatment. Working in cooperation with the City Attorney, District Attorney, Superior Court, County Jail Staff and Defense Attorneys, the officers have begun to better utilize incarceration time to advance detox efforts. Fostering those relationships with the homeless, the officers have arranged for and transported volunteer clients directly to area non-profit treatment centers.

Since June 2009, the officers have arranged for treatment for the five individuals who alone accounted for 311 separate arrests and 1,516 separate misdemeanor citations and a number of Emergency Room visits. Two of these individuals were on the Top Ten Offender List.

Recommendation #3: *Continue to utilize Police Department deployment strategies to best meet the immediate demands of the community.*

The Tactical Patrol Force officers routinely patrol the downtown corridor and the Main Library, the Waterfront area, lower Milpas Street, and the labor line. In Fiscal Year 2010, a retired part-time patrol officer was hired to patrol State Street. That part-time position is funded by the City's Downtown Parking Division and the Downtown Organization.

Recommendation #4: *Implement principles of a Recovery Zone for the Milpas Area to the extent legally permissible.*

In April 2009, City Police protested an enhanced liquor license application for the store at 134 S. Milpas Street, which would have allowed them to sell hard liquor. The applicant eventually withdrew their application and was told by ABC that they would need to gain the support of the community if they wanted the license upgrade.

Based on the Subcommittee's recommendation, the City Council's Legislative Platform will be revised to express the City's support for state legislation to allow cities and counties to designate "Alcohol Impacted Areas" and to impose strict local review and controls on the issuance of new ABC permits within such areas.

As mentioned in #2, the Police Department and the City Attorney's office have coordinated to prosecute chronic offenders of an open container and other Municipal Code violations, such as open container violations, as misdemeanors instead of infractions.

Recommendation #5: *Encourage coordination and cooperation of street outreach teams and the Police Department to work with those on the Top 100 open container offender list.*

City Police and homeless street outreach workers have met regularly since June 2009 under the coordination of the Santa Barbara County-wide 10-Year Plan to End Chronic Homelessness. They have collaborated on issues such as camp cleanups, release of information forms for Health Insurance Portability and Accountability Act of 1996 (HIPAA) requirements, emergency parking issues and jail discharge planning. City Police now notify street outreach workers once a 72-hour clean-up notice has been

posted, which allows the outreach workers time to work with people involved to offer them shelter/housing and ensure that important documents and possessions are not lost.

The group has begun to meet twice a month to coordinate in helping those most in need and costly to the system (jail, hospital, etc.). Instead of focusing exclusively on the Top 100 offender list, they have decided to focus their collaborative efforts to assist any homeless individual by having the outreach workers; police and discharge planner develop a coordinated case management plan, including who might best serve as the lead for each case. In addition, they are setting up a system of care for homeless people being released from jail.

Recommendation #6: *If shelter service providers wish to amend conditional use permits to allow for an increase in their year round beds for vulnerable populations (e.g. women with children, elderly, youth aging out of the foster care system, persons with medical conditions and persons on the Top 100 offender list who are ready to get off the street and into recovery), work with them and their neighbors in the amendment process to assess the potential impact on the neighborhood and identify mitigation strategies.*

On March 26, 2009, the Planning Commission approved amendments to Casa Esperanza's Conditional Use Permit to temporarily increase the year-round shelter by 40 beds (for a total of 140 beds) from April 1, 2009 through June 30, 2009, to house vulnerable populations. The Commission also allowed Casa Esperanza, with the approval of the Police Chief, the ability to increase the number of beds (up to 10%), when warranted and at the request of the Police, in order to respond to critical weather or public safety needs.

Recommendation #7: *Consider using Community Development Block Grant (CDBG) and Redevelopment Agency funds for capital improvements in the lower Milpas Street area to mitigate the impact of homelessness.*

The Community Development and Human Services Committee recommended allocating \$25,000 of the City's Fiscal Year 2011 CDBG funds to construct a six-foot high chain link fence around the bleachers and restrooms at the Cabrillo Ball Field to discourage illegal camping, drug activity and loitering. The City's Capital Improvement Program anticipates construction of pedestrian lighting and sidewalk infill on lower Milpas Street in Fiscal Year 2014, following completion of the U.S. Highway 101 improvements. This improvement project is not yet funded, but may be considered as a future Redevelopment Agency project.

Recommendation #8: *The significant need for additional detox beds is recognized and staff is directed to work with relevant agencies to help them with securing locations and funding for more detox beds and recovery beds for homeless individuals with substance abuse issues.*

The Project Recovery Detox Program, operated by the Council on Alcoholism and Drug Abuse (CADA) at Casa Esperanza, has 12 beds for their 14-day residential detox program. Due to demand, since December 1, 2009, both dorms (six beds each) have been used for men; women needing detox are being sent to North County through a collaboration of County Alcohol, Drug, and Mental Health Services, Casa Esperanza, Council on Alcoholism and Drug Abuse (CADA), Good Samaritan Shelter, and Clergy and Laity United for Economic Justice (CLUE).

A working subcommittee of the South Coast Homeless Advisory Committee was formed to develop a plan to move the detox program from its current location at Casa Esperanza and expand the number of available beds.

The Community Development and Human Services Committee recommended allocating \$20,000 of the City's Fiscal Year 2011 Human Services funds to CADA to support their detox program and \$15,000 to Casa Serena to support their recovery program for women.

Recommendation #9: Continue and expand the Restorative Policing Program to work with homeless persons with mental illness.

Although the number of restorative police officers has not expanded since February 2009, Tactical Patrol Force officers are trained in the restorative policing process. In February 2010, the Police Department hosted a Crisis Intervention class for police City officers and surrounding organizations.

Recommendation #10: Work with service providers to secure funding for relocation funds and emergency hotel vouchers and programs to help reconnect people with their families.

In June 2009, Council approved a \$45,000 grant to Transition House for a pilot project to fund a Hotel Voucher Project (HVP) to provide safe accommodations for homeless families with children who wish to enter Transition House and participate in services but are denied entrance due lack of bed space. At the same time, due to the increased need for shelter, Transition House began a waiting list and offered those on the waiting list case management services and/or referrals as needed.

Since July 2009, 161 families have been placed on Transition House's waiting list, 79% from the City of Santa Barbara and 90% from the County of Santa Barbara. Of the 161 families, only 8 needed to utilize hotel vouchers. Many families were able to find ways to stay off the street thanks to the waiting list. People found that they were often able to stay with a friend or continue on for a few days or more in their apartment because they have a plan—the landlord, the friend, or the family member was more willing to keep them on a little longer knowing that they would soon leave to join Transition House.

All eight families served by the HVP were very low income; three were single females (one was disabled, two were elderly) and one was a couple in their early 60s. The remaining households were single mothers. All eight households entered housing after using the HVP. Prior to contacting Transition house, six of the eight clients were living in apartments; one was staying at Casa Esperanza, and one was living on the street.

Recommendation #11: *Develop a panhandling and alternate giving campaign in collaboration with the Downtown Organization, the Conference and Visitors Bureau, the Chamber of Commerce, the Greater Santa Barbara Lodging and Restaurant Association, homeless service providers, the faith-based community and homeless advocates.*

In November 2009, the Redevelopment Agency Board allocated \$75,000 for the Panhandling Education and Alternative Giving Campaign (Campaign). The Downtown Organization is implementing the Campaign and managing Surfmedia's contract to provide branding, messaging, and media relations services. The Campaign is currently being developed and is expected to launch in April 2010. The Campaign's focus to date has been to educate residents and visitors about the negative cycle of giving to panhandlers, and urging them to seek alternative forms of giving that facilitate real, positive change for very low-income individuals. As part of the launch, businesses in the Campaign area are being encouraged to host countertop change receptacles provided by the Campaign. All donations collected will go directly to street outreach. Beginning in summer 2010, the implementation team will focus on developing additional mechanisms for the community to give donations in an alternative manner, specifically a street-side donation box, with the goal of launching that component of the campaign in January 2011.

Recommendation #12: *Continue looking for opportunities to assist with affordable housing projects, especially those involving permanent supportive housing for homeless individuals.*

The City is assisting three affordable housing projects that include units for permanent supportive housing for homeless persons. The Housing Authority is currently constructing Artisan Court (416–424 East Cota Street), a below market-rate rental development comprised of 56 studio units serving a mixed population of special needs individuals, homeless youth aging out of foster care, and low-income downtown workers. Construction is expected to be complete in December 2010. The Housing Authority is also developing plans to build a below market-rate development at 512 Bath Street (also known as the Bradley property) with a mix of approximately 54 studio and one-bedroom apartment units, largely serving special needs populations, including chronic homeless, with wrap-around services.

Transition House has plans to construct a new two-story mixed-use building at 421 East Cota Street that will include eight new apartments for client families who have been in their shelter/transitional housing programs and a 2,000 square foot infant care center. The units will be targeted exclusively to low and very-low income households.

Assessment Protocol

The subcommittee recognized that homelessness is a complex social problem that cannot be solved by the City of Santa Barbara alone. The state of the current economy, California's state budget crisis and Santa Barbara County's Alcohol Drug and Mental Health Services budget crisis all affect the most vulnerable persons in our community and the agencies and programs that respond to their needs. The 12 recommendations that were approved by Council were intended to provide concrete strategies to address specific issues in the City.

The Council Subcommittee met on June 11, 2009, to discuss appropriate assessment protocol for three of the 12 Strategies. They decided, with public input, that the following measurements should be tracked to evaluate the effectiveness of the recommendations.

Recommendation #2: Intergovernmental Cooperation

- 694 Citations issued in all 6 Enforcement Zones
- Ten individuals accounted for 33% of all Zone citations issued.
- Three Aggressive Panhandling Citations were issued since the ordinance was approved.
- ABC Licenses Denied in Recovery Zone
 - New licenses - None
 - Enhanced licenses - One denied
- ABC Licenses Approved in Recovery Zone
 - New licenses- None
 - Enhanced licenses - None
- Drug Arrests – 18 drug sales arrests were made in reporting districts associated with the Recovery Zone
- "Stay Away" Orders – No orders were made due to them being legally difficult to defend.
- "Stay Away" Order Violations - None

Recommendation #5: Street Outreach Coordination

- 1,877 Street Outreach Contacts
 - 168 People Entering Shelter or Housing
- 134 Jail Inmate Discharge Planner Contacts
 - 10 from Chronic Offender List
 - 63% from City of Santa Barbara

Recommendation #10: Hotel Voucher Pilot Project

- Hotel Vouchers Given
 - # Given = 8 (23 total nights)
 - # of Families Served = 8 (14 total people)
 - # of times Family Served = 1 time each household
- Demographics
 - Race = 2 households African-American and 6 households Caucasian
 - Income Level = 8 households very low-income
 - Sex = Unknown
 - Prior Address = Unknown
 - Prior Living Situation = 6 from apartments; 1 from Casa Esperanza; 1 from street
- Outcome
 - Entered Program = 8
 - Left Town
 - Found Housing = 8 households
 - Other

CONCLUSION:

Much has been accomplished in the past year and early indications show increased cooperation between the stakeholders, including the Police Department, street outreach workers, the Court, businesses, providers and faith-based organizations. City staff will continue to collaborate with participating organizations in implementing and assessing these important strategies.

PREPARED BY: Brian J. Bosse, Housing & Redevelopment Manager/RLB

SUBMITTED BY: Paul Casey, Assistant City Administrator/Community Development

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: November 9, 2010

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Interviews For City Advisory Groups

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to November 16, 2010 and November 23, 2010.

DISCUSSION:

Interviews of applicants for various positions on City Advisory Groups are to be held on November 9, 2010, at 4:00 p.m. Applicants will also have the option to be interviewed on November 16, 2010, at 6:00 p.m. and November 23, 2010, at 4:00 p.m.

For the current vacancies, 68 individuals submitted 81 applications. A list of eligible applicants and pertinent information about the City Advisory Groups is attached to this report.

Applicants have been notified that to be considered for appointment, they must be interviewed. Applicants have been requested to prepare a 2-3 minute verbal presentation in response to a set of questions specific to the group for which they are applying.

Appointments are scheduled to take place on December 7, 2010.

ATTACHMENT: List of Applicants

PREPARED BY: Cynthia M. Rodriguez, CMC, City Clerk Services Manager

SUBMITTED BY: Marcelo A. López, Assistant City Administrator/Administrative Services Director

APPROVED BY: City Administrator's Office

ACCESS ADVISORY COMMITTEE

- Three vacancies.
- Term expires 12/31/2013.
- Residents of the City or a full-time employees of an entity doing business within the City who demonstrate an interest, experience, and commitment to issues pertaining to disability and access and who represent the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Public at large (3)</i>	Robert Burnham			
	Karen L. Johnson	12/16/2008 (2 years)		
	Adelaida Ortega	12/16/2008 (2 years)		
	Scott Smigel			
	Victor Suhr	12/16/2008 (2 years)		

AIRPORT COMMISSION

- Three vacancies.
- Terms expire 12/31/2014.
- One qualified elector of the City; and
Two qualified electors of the City or residents of the County of Santa Barbara.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector of the City (1)</i>	Kirk A. Martin	7/11/06, and 12/19/06 (4 years, 5 months)		
	Bruce A. Miller	7/11/06, and 12/19/06 (4 years, 5 months)		
<i>Qualified Electors of the City or residents of the County (2)</i>	Patricia L. Griffin	12/17/02, and 12/19/06 (8 years)		County
	Karen M. Kahn			County

ARCHITECTURAL BOARD OF REVIEW

- Two vacancies.
- One term expires 12/31/2012; and
One term expires 12/31/2014.
- Qualified electors of the City or a registered voter within the County of Santa Barbara:
 - One appointee who possesses professional experience in related fields including, but not limited to, landscape architecture, building design, structural engineering or industrial design; and
 - One appointee who is a licensed architect, who possesses professional experience in related fields including, but not limited to, landscape architecture, building design, structural engineering or industrial design, or who represents the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Professional Qualifications (1)	Chris Gilliland	6/29/10 (6 months)		Landscape Architect; County
Licensed Architect, Professional Qualifications, Public at Large (1)	Robert Burke		1) Planning Commission 2) RHMTF 3) ABR	Public at Large; Qualified Elector
	Travis B. Colburn			Architect; Qualified Elector
	Kellam de Forest		1) ABR 2) HLC	Public at Large; County

(Cont'd)

ARCHITECTURAL BOARD OF REVIEW (CONTD)

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Licensed Architect, Professional Qualifications, Public at Large (Cont'd)</i>	Leeanne French		1) ABR 2) Planning Commission 3) Creeks Advisory Committee	Public at Large, Qualified Elector
	Kirk B. Gradin			Architect, Qualified Elector
	Paul R. Zink	3/6/07 (3 years, 9 months)		Architect; Qualified Elector

ARTS ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2013.
- Qualified elector of the City with acknowledged accomplishments in the arts and who demonstrates an interest in and commitment to cultural and arts activities.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Qualified Elector (1)	Robert F. Adams			Current Historic Landmarks Commissioner; term expires 12/31/10
	Jacqueline Kronberg		1) Arts Advisory Committee 2) Community Events & Festivals Committee	
	Nathan Vonk			

CENTRAL COAST COMMISSION FOR SENIOR CITIZENS

- One vacancy.
- Term expires 6/30/2011.
- Resident of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Resident of the City (1)</i>	None			

CIVIL SERVICE COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government and, for 1 year after ceasing to be a member, may not be eligible for any salaried office or employment with the City.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Qualified Elector (1)	Gabe Dominocielo		1) Water Commission 2) Civil Service Commission	Current member on the Living Wage Advisory Committee; term expires 6/30/14
	Nancy Miller	7/3/07 (3 years, 5 months)		

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE

- Five vacancies.
- Two terms expire 12/31/2013; and
Three terms expire 12/31/2014.
- Residents or employees within the City but need not be qualified electors of the City. One representative from each:
 - African American Community
 - Latino Community
 - Housing Interests
 - Westside Neighborhood (Census Tract Nos. 10, 11.01 and 11.02)
 - Human Services Agencies
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>African American Community (1)</i>	Brenda Collins Powell			
<i>Housing Interests(1)</i>	Steven Attewell		1) Living Wage Advisory Committee 2) CD&HS Committee	
	Crystal Marie Hernandez			Also eligible for Human Services Agencies category
<i>Human Services Agencies (1)</i>	Jennifer Griffin			

(Cont'd)

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE (CONT'D)

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Latino Community (1)</i>	Yesenia Curiel	6/30/09 (1 year, 6 months)		
	Andrew Raúl Gil		1) CD&HS Committee 2) Parks and Recreation	
<i>Westside Neighborhood (1)</i>	Josephine Torres	12/18/07 (3 years)		

COMMUNITY EVENTS & FESTIVALS COMMITTEE

- Three vacancies.
- Terms expire 12/31/2014.
- One representative of the Cultural Arts; and
Two residents of the City who represent the public at large (one of whom shall not represent any specific group).
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Cultural Arts (1)</i>	Roger Perry	7/11/06, and 12/19/06 (4 years, 5 months)		
<i>Public at Large (2)</i>	Rebekah Altman	12/19/06 (4 years)		
	Jacqueline Kronberg		1) Arts Advisory Committee 2) Community Events & Festivals Committee	

CREEKS ADVISORY COMMITTEE

- Four vacancies.
- One term expires 12/31/2011; and
Three terms expire December 31, 2014.
- Two appointees must be residents of the City and two appointees may be residents of the City or the County:
 - One appointee with experience in environmental/land use issues (e.g., land use planning, environmental/natural resource protection/preservation, habitat restoration, water specialist, biologist, or hydrologist, etc.); and
 - Three appointees with some experience in ocean use, business, environmental issues, and/or provide community at large representation.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Environmental/Land Use Expertise (1)</i>	Leeanne French		1) ABR 2) Planning Commission 3) Creeks Advisory Committee	City
	Danielle De Smeth			City
	Else Eleonora Wolff			County
<i>Experience in ocean use, business, or environmental issues, and/or represents the community at large (3)</i>	Darlene M. "Brandy" Bartosh			City
	Thomas L. Williams, Jr.		1) Creeks Advisory Committee 2) Harbor Commission	City

DOWNTOWN PARKING COMMITTEE

- One vacancy.
- Term expires 12/31/2013.
- Resident of the City or the County of Santa Barbara who demonstrates an interest and knowledge of downtown parking issues.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Resident of the City or the County (1)</i>	None			

FIRE AND POLICE COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Joe Rodriguez	2/14/95, 3/2/99, 12/17/02, 12/19/06 (15 years, 10 months)		

FIRE AND POLICE PENSION COMMISSION

- Four vacancies.
- One term expires 12/31/2012;
One term expires 12/31/2013; and
Two terms expire 12/31/2014.
- One active or retired police officer who need not be a resident or qualified elector of the City; and
Three qualified electors of the City who are not active firefighters or active police officers for the City of Santa Barbara.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Active/Retired Police Officer (1)</i>	None			
<i>Qualified Electors (3)</i>	Scott J. Tracy	12/16/08 (2 years)		

HARBOR COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Michael Colin			
	Betsy Cramer	3/6/07 (3 years, 9 months)		
	Thomas L. Williams, Jr.		1) Creeks Advisory Committee 2) Harbor Commission	

HISTORIC LANDMARKS COMMISSION

- Three vacancies.
- Terms expire 12/31/2014.
- One qualified elector of the City who is a licensed architect/licensed landscape architect/professional architectural historian or who represents the public at large; and
 Two qualified electors of the City or residents of the County who are licensed architects/licensed landscape architects/professional architectural historians or who represent the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified elector of the City who is a licensed Architect, licensed Landscape Architect, Professional Architectural Historian or who represents the public at large (1)</i>	Brian Hofer			Architect – Qualified Elector
	Judith Dodge Orias			Public at Large – Qualified Elector
	Michael Patrick Porter			Architect – Qualified Elector
	David Pritchett		1) Planning Commission 2) TCC 3) HLC	Public at Large – Qualified Elector

(Cont'd)

HISTORIC LANDMARKS COMMISSION (CONT'D)

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified elector of the City or resident of the County who is a licensed Architect, licensed Landscape Architect, Professional Architectural Historian or who represents the public at large (2)</i>	Kellam de Forest		1) ABR 2) HLC	Public at Large – County
	William (Bill) LaVoie			Architect – County
	Donald G. Sharpe	12/19/06 (4 years)		Architect – County

LIBRARY BOARD

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Eric Friedman	6/28/05, 12/19/06 (5 years, 6 months)		
	Krista Pleiser			

LIVING WAGE ADVISORY COMMITTEE

- Four vacancies.
- Two terms expire 6/30/2012;
One term expires 6/30/2013; and
One term expires 6/30/2014.
- One representative from each:
 - Local Living Wage Advocacy Organization
 - Non-Profit Entity
 - Qualified elector of the City who represents the public at large
 - Santa Barbara Chamber of Commerce or Santa Barbara Downtown Organization
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Local Living Wage Advocacy Organization (1)	None			
Non-Profit Entity (1)	Joey Corazza			Also eligible for Qualified Elector category
	Anna M. Kokotovic	7/11/06 (4 years, 5 months)		County

(Cont'd)

LIVING WAGE ADVISORY COMMITTEE (CONT'D)

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd)	Notes
<i>Qualified Elector (1)</i>	Steven Attewell		1) Living Wage Advisory Committee 2) CD&HS Committee	
	David Langan			
	Larry C. Lee	7/11/06 (4 years, 5 months)		
<i>Santa Barbara Chamber of Commerce (1)</i>	John N. Goodman			

MEASURE P COMMITTEE

- Six vacancies.
- One term expires 12/31/2011;
Two terms expire 12/31/2012;
One term expires 12/31/2013; and
Two terms expire 12/31/2014.
- Two residents of the City; and
One representative each:
 - Civil liberties advocate
 - Criminal defense attorney
 - Drug abuse, treatment & prevention counselor
 - Medical Professional
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Civil Liberties Advocate (1)</i>	None			
<i>Criminal Defense Attorney (1)</i>	None			
<i>Drug abuse, treatment & prevention counselor (1)</i>	None			
<i>Medical Professional (1)</i>	None			
<i>Residents of the City (2)</i>	None			

MOSQUITO & VECTOR MANAGEMENT DISTRICT BOARD

- One vacancy.
- Term expires 1/7/2013.
- Registered voter of the City of Santa Barbara.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Registered voter of the City (1)</i>	David Pritchett	12/16/08 (2 years)		

PARKS AND RECREATION COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City or a resident of the City and a citizen of the United States who is 16 years of age or older.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Qualified Elector (1)	Andrew Raúl Gil		1) CD&HS Committee 2) Parks and Recreation	
	Beebe Longstreet	2/14/95, 3/2/99, 1/14/03, and 12/19/06 (15 years, 10 months)		
	Marcus Lopez			
	Joshua Weldon Pemberton			
	Olivia Uribe			

PLANNING COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Bruce Bartlett	12/19/06 (4 years)		
	Robert Burke		1) Planning Commission 2) RHMTF 3) ABR	
	Leanne French		1) ABR 2) Planning Commission 3) Creeks Advisory Committee	
	David Pritchett		1) Planning Commission 2) TCC 3) HLC	

RENTAL HOUSING MEDIATION TASK FORCE

- Eight vacancies.
- One term expires 12/31/2011;
One term expires 12/31/12;
One term expires 12/31/13; and
Five terms expire 12/31/2014.
- Five appointees must be residents of the City:
 - One homeowner
 - Four landlords
 - Three tenants

Note: Non-resident members must be owners of residential rental property within the City limits or affiliated with organizations concerned with landlord-tenant issues within the City limits.

- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
Homeowner (1)	Leesa Beck			County
	Bruce Wollenberg	12/19/06 (4 years)		City
Landlords (4)	Marshall K. Sherrill	2/26/02, and 12/13/05 (8 years, 10 months)		City
	Scott Wexler	7/1/08 (2 years, 6 months)		City
Tenant (3)	Robert Burke		1) Planning Commission 2) RHMTF 3) ABR	City

SIGN COMMITTEE

- Two vacancies.
- Terms expire 12/31/2014.
- Residents of the City who represent the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Residents of the City (2)</i>	Natalie Cope	12/7/04, and 12/19/06 (6 years)		
	Bob Cunningham	12/19/06 (4 years)		

SISTER CITIES BOARD

- One vacancy.
- Term expires 12/31/2014.
- Resident of the City or adjoining areas of the County of Santa Barbara.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Resident of the City or adjoining areas of the County (1)</i>	Takako Wakita	2/14/95, 3/2/99, 12/17/02, and 12/19/06 (15 years, 10 months)		County

TRANSPORTATION & CIRCULATION COMMITTEE

- Four vacancies.
- Terms expire 12/31/2014.
- Two appointees must be qualified electors of the City; and
Two appointees may be qualified electors of the City or residents of the County of Santa Barbara.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Electors (2)</i>	Hillary Blackerby	6/30/09 (1 year, 6 months)		
	Cynthia Boche			
	Keith Coffman-Grey	12/17/02, and 12/19/06 (8 years)		
	Susan Horne			
	David Pritchett	12/19/06 (4 years)	1) Planning Commission 2) TCC 3) HLC	
<i>Qualified Electors or Residents of the County (2)</i>	None			

WATER COMMISSION

- One vacancy.
- Term expires 12/31/2014.
- Qualified elector of the City:
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Gabe Dominocielo		1) Water Commission 2) Civil Service Commission	Current member on the Living Wage Advisory Committee; term expires 6/30/14
	James A. Smith	3/2/99, 12/17/02, and 12/19/06 (11 years, 9 months)		